

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

FORMAL SESSION
September 22, 2004

The Board of Supervisors of Maricopa County, Arizona convened in Formal Session at 9:00 a.m., September 22, 2004, in the Board of Supervisors' Auditorium, 205 W. Jefferson, Phoenix, Arizona, with the following members present: Andrew Kunasek, Chairman, District 3, Fulton Brock, District 1, Don Stapley, District 2 and Mary Rose Wilcox, District 5. Absent: Max W. Wilson, District 4. Also present: Fran McCarroll, Clerk of the Board; Shirley Million, Administrative Coordinator; David Smith, County Administrative Officer; and Paul Golab, Deputy County Attorney. Votes of the Members will be recorded as follows: aye-no-absent-abstain.

INVOCATION

Bill Scalzo, Chief Community Services Officer, delivered the invocation.

PLEDGE OF ALLEGIANCE

Alberto Minero, Flood Control District, led the assemblage in the Pledge of Allegiance.

The Chairman asked the Clerk for changes or corrections to the agenda and determined that the following three items needed to be considered at the beginning of the meeting.

PURCHASE AGREEMENT WITH CITY OF PHOENIX – CONTINUED

Item: Approve a Purchase Agreement with the City of Phoenix whereby Maricopa County will sell 1.527 acres located at the southwest corner of 5th Avenue and Fillmore Street, Phoenix, for the appraised value of \$775,000 (\$507,531 per acre or \$11.65 per sq. foot). Also, authorize the Chairman to execute all documents necessary to complete the transaction. The City of Phoenix will pay all escrow fees. The subject property will be sold without an auction, as provided for in A.R.S. 11-251 (9). (Discussed in executive session on August 18, 2004). (This item requires unanimous roll call vote of the Board) (Continued from September 8, 2004.) (C1805006B)

This item was designated to be continued for the shortest length of time possible when all five Supervisors would be present for the required unanimous vote.

INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF PHOENIX FOR LAB SPACE

Item: Approve and execute an Intergovernmental Agreement with the City of Phoenix for lease of laboratory space in the Forensic Science Center to be solely used by the Phoenix Police Department's Laboratory Services Bureau. The lease is for 5,500 square feet of space commencing upon the effective date of the Agreement and terminating 120-days after a certificate of occupancy is issued for the new Phoenix Police Department crime laboratory, anticipated to be completed by October 2006. The City will pay a monthly rent of \$8,346.25, (\$18.21/s.f. annual) as reimbursement for operating and depreciation costs, which amount may be adjusted annually to reflect increases in cost. (Continued from September 8, 2004) (C18050072)

The Clerk announced the continuation of this item for two weeks in order to have a unanimous roll-call vote of the Board with all Supervisors present. Supervisor Wilcox asked why, since it wasn't noted in the agenda and it was important to approve this agreement as soon as possible. Paul Golab responded that in an Intergovernmental Agreement involving lease of county-owned property it was necessary to either have a unanimous vote or to publish the notice for four weeks. It is being published but there are two weeks remaining on the publication. Discussion ensued on how best to expedite this vote. Mr. Golab said that it could be approved contingent to the completion of publication and comment period without any

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objections being filed. Supervisor Stapley asked if this item could be scheduled at the next special meeting (expected to be in one week) or on a telephone vote with Supervisor Wilson when all other members were present. It was decided to approve this item conditionally, while making an effort to schedule a special meeting, and also maintain the publication requirements.

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (4-0-1) to approve this item contingent upon completion of the legal requirements of ARS §11-256 (01).

CANVASS ELECTION RETURNS

Item: Approve the canvass of election returns for the recount of the Legislative District 20, September 7, 2007, Republican Primary Election in accordance with the Official Results prepared by the Maricopa County Elections Department. (C21050057) (ADM1709)

Karen Osborne, Elections Director, said that the court-ordered recount of Legislative District 20 for the Republican Party had been carried out, the results were being distributed, and the 5:00 p.m. deadline set by the court would be met by filing the results after the Board's certification.

Lisa Hauser, representing candidate Anton Orlich, said that Mr. Orlich had several concerns on the recount that she wanted to raise prior to the Board's certification. The recount was statutorily (ARS §16-624) ordered because the election night vote count showed Mr. Orlich only four votes ahead of his opponent. She said that ballots are supposed to be stored in the Treasurer's safe and these ballots weren't delivered there. Also, representatives from the public and each political party are to be present during the recount as a part of the process but the ballots had been "handled" and "sorted" and "pre-stacked" with only the elections staff present – a concern because of what she termed a major swing in the results with the addition of 489 votes to the original count and with Mr. Orlich moving from four votes ahead to 13 votes behind his opponent. She reported that other candidates' votes also had "major shifts." In the original vote count there were 489 ballots with under votes. (under votes are ballots that may show no vote or have only a single vote in a race where two votes are permissible). She contended that in the recount "489 ballots became ballots that contained votes for two people." She said evidence would be presented to the court on how handling and mishandling of ballots could result in different readings. She stated that given the failure to follow statutory guidelines regarding ballot security there are concerns about proceeding with certification at this time. They believe the numbers on the canvass are accurate but question whether "things that occurred prior to the ballots going through the machines" affected the outcome. She said that once the ballots have been handled or mishandled "there is no turning back." She asked the Board to either not certify the canvass or to certify with specific reservations as to the validity of the result.

Supervisor Brock asked Ms. Hauser to summarize her concerns, since they were not clear to him from her presentation.

Ms. Hauser referenced the "undervote" ballots on election night, saying that in the recount 489 of those undervotes moved to the category of "votes." During the recount there were overvotes (votes for more than the number called for) and some ballots only had a "smudge" that was counted by the machines. She maintained that handling ballots could cause smudges. She said that the large swing from undervotes to votes was not perceived by them to be an accurate representation of the will of the people in District 20 and, "The possibility of human error has been injected into this process." She stated that if the ballots were "contaminated" another recount could not be accurate whether done electronically or manually. She felt the most accurate count was taken on election night.

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Supervisor Stapley asked Ms. Osborne about the possibility of errors. Ms. Osborne responded that when a result has only a four-vote difference “everybody is on edge.” She said that machines have tolerance levels and ballots need to be marked in a specific way and with specific pens or pencils that can be read by the machines. She said that on the votes that changed “everyone came up about 100 votes” out of the undervotes that would otherwise not have been counted. There was a switch in machines for the recount, which accounted for some variance. “There is no one who (se vote count) went down.” She added, “Had there been a retreat from those (original) numbers I would have stopped everything.” The court order required only the recount for two candidates but she said they provided the recount for a full spectrum of District 20 so this could be better understood. Ms. Osborne said, “I can guarantee you that from my perspective, this was handled in the most professional manner that you can do given a one-day turnaround.” Discussion ensued on how ballots are marked and read by the machines and what happens if mistakes are made in marking them.

Supervisor Brock asked if the procedures that had been questioned by Ms. Hauser had been followed according to statute. Ms. Osborne said, “I feel that the Maricopa County Elections Department followed every law and every procedure that we have to an extraordinary degree.”

In response to a question from Supervisor Wilcox on why there had not been a hand recount, Ms. Osborne said she had recommended a hand count, “Everybody feels better (in a recount) if *people* are looking at the ballot.” She indicated that Arizona ballots provide a name with a line to fill in by it and are not like the punch card ballots so controversial in Florida four years ago. She felt a hand count would have been more reliable. She cited her time-concerns in completing the processing for the general election – “early balloting starts a week from Friday and I have to somehow get 100,000 ballots printed and ready – and some of them go overseas.”

Supervisor Stapley asked, “Do you feel that the ballots, in any way, could have been contaminated as alleged today?” Ms. Osborne replied, “No.”

Motion was made by Supervisor Stapley and seconded by Supervisor Wilcox to approve the canvass of election for this recount.

Supervisor Brock was handed a memo from Senator Thayer Verschoor expressing concerns regarding the handling of ballots in Legislative District 20 and felt that statutes had not been complied with. Senator Verschoor requested that no action be taken by the Board to certify the recount until the security issues are investigated and cleared up. Mr. Brock surmised that non-certification would detain getting general election ballots printed and absentee ballots sent expeditiously beyond reasonable time limits. He said the conflict seemed to be between handling procedures and contaminated ballots. He asked whether any of the observers, or those other than elections officials, had touched ballots, and was told this was unknown. He indicated that, despite the seriousness of any election result decided by so few votes, he had heard nothing today to warrant not following procedures and recommendations of the Elections Department, especially considering their heretofore unblemished record.

Chairman Kunasek said he understood that there were questions that would be considered either in the Secretary of State’s Office or in court but it was his understanding that if this is not moved forward by a vote of the Board today it would be more difficult to move forward with these questions. It could also jeopardize the printing of ballots for every November race from the Presidential election on down. He said he had “all the confidence in the world in our Elections Department” but emphasized that he recognized the importance and appropriateness of exploring all avenues.

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Supervisor Brock asked if there was time to do another recount and if any of the observers at the recount had requested time today to comment on any of their observations. The Clerk said that no other speaker slips had been received.

Supervisors Stapley and Wilcox withdrew their motion in order to allow additional testimony, as requested by Supervisor Brock.

Ms. Osborne said, "If the question is 'can you do a recount of the recount' I believe this would have to be ordered by the court to be viable." She said that the court gave Elections "a very clear order to recount and get the results back to them by 5:00 p.m. today, and we are prepared to do that." She indicated that they "intend to print (ballots) tomorrow afternoon at 4:45." She said they would do whatever the court said to do but "we continue down the path for jeopardy for providing the ballots (if ordered to delay the printing)."

The motion made by Supervisor Stapley and seconded by Supervisor Wilcox was reinstated and carried by a majority vote (3-1-1) with Supervisors Stapley, Wilcox and Kunasek voting "aye" and Supervisor Brock voting "nay" to approve the canvass of election returns for the recount of the Legislative District 20, September 7, 2007, Republican Primary Election.

PUBLIC HEARING – LIQUOR LICENSE APPLICATIONS

Chairman Kunasek called for a public hearing on liquor license applications. No protests having been received and no speakers coming forth at the Chairman's call, motion was made by Supervisor Wilcox and seconded by Supervisor Stapley, to recommend approval of the following liquor license applications a), b) and c):

- a) Application filed by Rita Howell for a Special Event Liquor License: (F23132)

Business Name:	St. Clement of Rome Parish
Location:	15800 Del Webb Blvd., Sun City
Date:	October 24, 2004 3:00 to 9:00 PM

- b) Application filed by Roger J. Scharenbroich for a Special Event Liquor License: (F23132)

Business Name:	Knights of Columbus
Location:	9728 Palmeras, Sun City
Date:	October 30, 2004 5:00 to 11:30 PM

- c) Application filed by Roger J. Scharenbroich for Special Event Liquor License: (F23132)

Business Name:	St. Elizabeth Seton Parish
Location:	9728 Palmeras, Sun City
Date:	October 2, 2004 5:00 to 11:30 PM

Motion carried by majority vote (3-1-1) with Supervisors Stapley, Kunasek and Wilcox voting "aye" and Supervisor Brock voting "nay."

Chairman Kunasek called for a public hearing on the following liquor license application. Protests have been received and several citizens registered to speak, including Deputy Gary D'Agostino, District 1 Sheriff's Office, and Terry and Susan McClellan, the applicants.

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- d) Application filed by Susan Elizabeth McClellan for a Person-To-Person Transfer and a Transfer-of-Location of a Series 6 Liquor License from Leonardo R. Reyes: (LL6126)

Business Name: Copper Palace
Location: 8777 E. Apache Trail, Mesa
Former Location: Circus Room, 510 N. 35th Avenue, Phoenix

Clerk of the Board Fran McCarroll explained that this application was originally on the September 8th agenda but was continued at the request of the Sheriff's Office so they could complete their investigation. She said that the Planning and Development Department had not recommended approval of the application. The property does not meet the zoning requirements because of a split zoning, and only one of the zoning designations would support an adult type of business. The other portion is now zoned residential and this type of business would not be eligible. She added that another County department, Environmental Services' approval of the plan was contingent upon the septic system being approved, and it had not been permitted or an application filed yet. Five letters of opposition have been received from neighbors citing traffic problems and objections on moral grounds for this type of business. She added that collectively the recommendation would be for denial because the application doesn't meet all of the criteria. Ms. McCarroll then introduced Deputy D'Agostino, representing the Sheriff's Office in District 1, to provide additional information.

Deputy Gary D'Agostino said he had been requested to examine the McClellan's new application. He said that Mr. McClellan had originally wanted to purchase another gentlemen's club, the Desert Flame, from Michael McGinnis. He informed the Board that Mr. McGinnis had applied for a liquor license several times and been ineligible because of a past felony from Michigan. He said he had informed Mr. McClellan at that time that Mr. McGinnis could not have "any portion of ownership, holding paper, funding a loan or as a percentage-owner in the business, due to his record." Mr. McClellan had informed him that he was an investor and was buying the business (The Copper Door liquor license application originally scheduled for a Board of Supervisors' hearing on June 16, 2004) for his wife. A few weeks later the Deputy was notified that the McClellan family had withdrawn the liquor license application. He said he became aware of the McClellan's second application (The Copper Palace) in late July and noticed that Susan McClellan was listed as the applicant.

Deputy D'Agostino said he did a background check on both Terry and Susan McClellan and found two felony convictions for Mr. McClellan from Broderick County Florida. One was for aggravated assault with a weapon. The other was for using violence in resisting arrest from a police officer. He said that two felonies made him ineligible to hold a liquor license in Arizona.

He added, "The background check on his wife, Susan, who is the applicant on this license, showed that she has an active felony bench warrant issued out of Superior Court Southeast for her arrest." This was for possession of narcotics (rock cocaine). He asked Mr. and Mrs. McClellan to come to the district office to discuss the matter. He asked Mr. McClellan why he hadn't mentioned his felonies during their previous discussion concerning Mr. McGinnis, and Mr. McClellan first said he didn't "recall that conversation and later said he remembered some of it but not all of it." At that time the deputy also reviewed records he had requested them to bring with them on their L.L.C., financing and loan information.

The Deputy then spoke with Ms. McClellan about the felony warrant for her arrest and said that she seemed surprised and to be in shock on hearing this. He advised her the warrant was due to her arrest in Mesa in 2000 for possession of a narcotic. He read details from the arresting officers' Police Report to her. She told him it was all a fabrication by the officers. Deputy D'Agostino said that at that time he did

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arrest Ms. McClellan on the warrant, and she had been incarcerated at the District 1 facility. He had informed the McClellan's that this pending felony case would have to be cleared up, as it would make her ineligible to hold a liquor license. He informed the Board that on their L.L.C. Terry McClellan had originally been listed as the manager with Susan McClellan in a secondary position. It had later been amended for Susan to be listed as the manager of the Copper Palace.

Deputy D'Agostino gave several details on financing and was told that part of the financing came from a trust fund and part from their savings. He speculated that the liquor license had cost them \$80,000, that the property was worth \$350,000, and there were also architectural and civil engineering expenses. He mentioned that Mr. McClellan had informed him of the work he had personally done in meeting with Planning and Zoning and the Liquor Department, and he showed the Deputy some very elaborate plans for the new adult-oriented gentlemen's club he planned to build.

Finally he reported that the McClellans have been married for 25-30 years and he felt that Mr. McClellan would naturally "be the benefit of financial gain from this license, if granted. And, because he has shown an active interest in the building, construction and purchase of the property that it would be likely he would also be active in the daily business and the activities that go on in that business." Deputy D'Agostino said that for that reason the Maricopa County Sheriff's Office opposes, and would recommend the Board oppose, this application.

Supervisor Brock asked, "What is the present status of the narcotics warrant for Mrs. McClellan?"

Deputy D'Agostino said he was no longer current on the case, but to his knowledge it had not been adjudicated at this time and was still in the process. He qualified this by saying "this was probably less than three weeks ago, two to three weeks ago."

Chairman Kunasek asked if the prohibition against a felon holding a liquor license was a lifetime prohibition, and Deputy D'Agostino responded that it was.

Mr. McClellan spoke and said that he felt Deputy D'Agostino had misrepresented some things. He said he had never made any previous application for himself to this Board or any other board in Arizona. He added that his buying "something for my wife" had not been indicated during the discussions on Michael McGinnis. He said his association with Mr. McGinnis had been due to his ownership of a building for sale in a location that had been acceptable to the community, and he had made an offer to purchase it but the deal did not go through and he had informed Deputy D'Agostino of this. He explained that he had retired to Florida following a 15-year legal practice in Chicago. He added, "Once in my life I made a mistake. I ended up having that mistake follow me. That was over 15 years ago, prior to that I never had a problem and subsequent to that I never, ever, had a problem." He said he had never tried to hide "this mistake in my life" from anyone and did not feel "that I should be punished the rest of my life for a mistake that took place over 15 years ago." He challenged Deputy D'Agostino's assertion that in Arizona a felon has no opportunity to hold a liquor license as incorrect. He said that he has checked state statutes and a previous felony does not stop you from holding a liquor license, and he had also confirmed this with Jerry Lewkowitz (a licensing agent who has appeared before the Board of Supervisors previously). He added that all this was irrelevant because he is not the applicant.

He said he was trying to be a good citizen to the community by creating a beautiful building that would be an asset and would improve that area. He added, "This is not going to be some little shack like you have there now, because along that whole street, basically, you have small shacks. And you have environmentally difficult things such as commercial buildings with awnings, and things of that type." He said they wanted to help reconstruct the area and that's the reason they chose to build there.

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He claimed that his work and personal history should prove that he had sufficient funds to buy a liquor license. He also said that the L.L.C. had been changed at the direction of the Corporation Commission because his name had initially been on there, due to an error, and his wife had made the corrections at the Commission's direction. He said the plans would prove this would be a beautiful building and he could not understand the opposition to it.

Susan McClellan said that all the necessary documents have now been filed with the various County departments. She gave a history of her active community involvement in various organizations over the past ten years while she ran her travel agency in Tempe. She acknowledged that she was "picked up for something" in Mesa four years ago and, "it was dismissed when I went to court by the prosecutor and the attorney. I've lived at the same address for the last eleven years. I had no idea that anything had changed and nobody ever notified me." She said it had been a shock for her to find out the warrant was still active and stated, "I have not been convicted of anything." She added, "I just want to continue doing good work in the community, creating something beautiful and helping with the county and the cities as best I can." She asked for the Board's approval on her application.

Supervisor Brock asked her about the septic tank documentation and if it had been filed. She said, "We have filed everything but there are a couple of things that we still need to address, but everything was filed yesterday."

Mr. Brock asked what had been filed yesterday. Mr. McClellan produced the "septic plans that are being given to environmental." He also displayed other documentation for grading, street plans, etc. In response to whether these were date stamped, the Clerk listed documents he submitted that included proof of ownership, construction plans, environmental services, application for a septic tank and copies of the recorded deed and site plans, that had been filed yesterday, September 21st.

Chairman Kunasek explained that four County departments investigate liquor license applications for locations on County islands and the Board of Supervisors makes a recommendation for approval or denial to the State Liquor Board based on the findings received. He added that the state takes it from there although he said he didn't understand how they could make a recommendation for a building on which construction had not been started and still assure that the septic system conditionally stipulated to by the County would be properly installed. Mr. McClellan replied, "Building will commence as soon as the permits are issued by the County."

Supervisor Brock said he would accept the "weighted testimony of Deputy D'Agostino" and moved to recommend denial of the applicant's request.

Supervisor Stapley commented that there are still a lot of outstanding issues on this and he felt it would be problematic, "to grant a liquor license to an individual who is still in the process, and has not yet been cleared, of a felony arrest; and who is married to an individual – in a community property state – who is ineligible (for such a license) under state statute." He added that the whole thing was premature because permits have not yet been issued for the septic system and the McClellans, "should not be here today without those." He seconded Supervisor Brock's motion in support of the recommendation for denial.

The motion carried unanimously (4-0-1) with Supervisors Brock, Stapley, Wilcox and Kunasek voting "aye" (Supervisor Wilson was absent from this meeting), to send a recommendation to deny the liquor license application for The Copper Palace.

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PUBLIC HEARING – ENVIRONMENTAL SERVICES – AMENDMENTS TO RULE 313

Chairman Kunasek called for a public hearing to solicit comments on proposed amendments to Rule 313, Incinerators, Burn-Off Ovens, and Crematories and to solicit comments on submitting the rule as a revision to the (Arizona) State Implementation Plan (SIP). No protests having been received and no speakers coming forth at the Chairman's call, motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (4-0-1) to adopt proposed amendments to Rule 313, Incinerators, Burn-Off Ovens, and Crematories and to submit the rules as revisions to the (Arizona) State Implementation Plan. (ADM2354)

PUBLIC HEARING – PLANNING AND DEVELOPMENT – STREET NAME CHANGE – CONTINUED

This is the time scheduled for a public hearing to consider changing a street named Hickcock Trail/Court to Outlaw Trail/Court in the plat of Anthem Unit 29 in Anthem, Arizona. The request was made by Anthem Arizona LLC on behalf of the citizens living along the alignment to correct a platting error. (C44040080) (ADM2018)

The Clerk said that over the past few days a number of concerns have been raised by residents of Anthem and a neighborhood meeting is planned to addresses these concerns and to review this request. Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to continue this matter indefinitely. At that time it would be reposted and republished before it comes back to the Board for consideration.

ROAD DECLARED (ROAD FILE NO. A121)

No protests having been received and no speakers coming forth at the Chairman's call, motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) that the following resolution be adopted: (C64050165)

WHEREAS, pursuant to A.R.S. §28-6701, on the 18th day of September, 2004, the County Engineer and others filed with the Board of Supervisors of Maricopa County, Arizona, a petition praying the Board to establish, open and declare as a county highway the following described lines, to-wit:

A 50 foot roadway, together with all appurtenances and easements of record, lying within the Northwest quarter (NW4) of Section Eleven (11), Township One (1) South, Range Two (2) East, in the Gila and Salt River Base and Meridian, Maricopa County, Arizona, said roadway is described as follows:

The South 25 feet of the North half of the South half of the Northwest quarter (N2S2NW4) of said Section 11; and

The North 25 feet of the South half of the South half of the Northwest quarter (S2S2NW4) of said Section 11.

(Said roadway also known as McNeil Street from 35th Avenue to 31st Avenue in Supervisor District 5.

WHEREAS, the day and hour set by the Board for a public hearing on said petition has arrived, and notice of said hearing has been given to the public by advertising once a week for two consecutive weeks in The Record Reporter; and

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WHEREAS, no objections to the establishment, opening and declaration of said highway have been filed; and

WHEREAS, the Board believes that the granting of said petition and the establishment, opening and declaration of the highway as prayed for in said petition, are for the best interests of Maricopa County, and said highway is a public necessity;

NOW, THEREFORE, BE IT RESOLVED that there is hereby established, opened and declared a county highway, more fully set forth hereinabove, and the County Engineer is hereby directed to make a plat of the survey of said highway and cause the same to be recorded in the Office of the County Recorder of Maricopa County as provided by law.

BE IT FURTHER RESOLVED that the Board accept any right-of-way or property donated to the State or County for said highway. The Board hereby accepts all U. S. Patent easement reservations, right-of-way or properties along this alignment into the Department of Transportation's Highway system.

BE IT FURTHER RESOLVED that the County Engineer be directed and authorized, and he is hereby so directed and authorized, to negotiate with owners of parcels of private property required for the right-of-way of said public highway with the view of obtaining for Maricopa County said private property, subject to the ratification and approval of this Board.

BE IT FURTHER RESOLVED that the County Attorney be directed and authorized, and he is hereby directed and authorized, to initiate and prosecute actions and proceedings in the manner required by law to condemn all property required for right-of-way which cannot be obtained by donation or purchase.

DATED this 22nd day of September 2004.

ROAD DECLARED (ROAD FILE NO. A276)

No protests having been received and no speakers coming forth at the Chairman's call, motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) that the following resolution be adopted: (C64050245)

WHEREAS, pursuant to A.R.S. §28-6701, on the 18th day of September, 2004, the County Engineer and others filed with the Board of Supervisors of Maricopa County, Arizona, a petition praying the Board to establish, open and declare as a county highway the following described lines, to-wit:

A 60 foot roadway, together with all appurtenances and easements of record, lying within the Southwest quarter (SW4), of Section Thirty (30), in Township Six (6) North, Range Three (3) East, of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, said roadway being 40 feet on each side of the following described centerline:

The East 30 feet of the West half of the Southwest quarter (W2SW4) of said Section 30; and The West 30 feet of the East half of the Southwest quarter (E2SW4) of said Section 30.

(Said alignment is also known as 17th Avenue, from Joy Ranch Road to Irvine Road in Supervisor District No. 3)

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WHEREAS, the day and hour set by the Board for a public hearing on said petition has arrived, and notice of said hearing has been given to the public by advertising once a week for two consecutive weeks in The Record Reporter; and

WHEREAS, no objections to the establishment, opening and declaration of said highway have been filed; and

WHEREAS, the Board believes that the granting of said petition and the establishment, opening and declaration of the highway as prayed for in said petition, are for the best interests of Maricopa County, and said highway is a public necessity;

NOW, THEREFORE, BE IT RESOLVED that there is hereby established, opened and declared a county highway, more fully set forth hereinabove, and the County Engineer is hereby directed to make a plat of the survey of said highway and cause the same to be recorded in the Office of the County Recorder of Maricopa County as provided by law.

BE IT FURTHER RESOLVED that the Board accept any right-of-way or property donated to the State or County for said highway. The Board hereby accepts all U. S. Patent easement reservations, right-of-way or properties along this alignment into the Department of Transportation's Highway system.

BE IT FURTHER RESOLVED that the County Engineer be directed and authorized, and he is hereby so directed and authorized, to negotiate with owners of parcels of private property required for the right-of-way of said public highway with the view of obtaining for Maricopa County said private property, subject to the ratification and approval of this Board.

BE IT FURTHER RESOLVED that the County Attorney be directed and authorized, and he is hereby directed and authorized, to initiate and prosecute actions and proceedings in the manner required by law to condemn all property required for right-of-way which cannot be obtained by donation or purchase.

DATED this 22nd day of September 2004.

ROAD DECLARED (ROAD FILE NO. 5315)

No protests having been received and no speakers coming forth at the Chairman's call, motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) that the following resolution be adopted: (C6405032)

WHEREAS, pursuant to A.R.S. §28-6701, on the 18th day of September, 2004, the County Engineer and others filed with the Board of Supervisors of Maricopa County, Arizona, a petition praying the Board to establish, open and declare as a county highway the following described lines, to-wit:

All streets consistent with the rights-of-way, as depicted in Sagewood, a subdivision as shown in Book 552 of Maps, Page 10, M.C.R., within the general vicinity of University Drive and Crismon Road.

WHEREAS, the day and hour set by the Board for a public hearing on said petition has arrived, and notice of said hearing has been given to the public by advertising once a week for two consecutive weeks in The Record Reporter; and

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WHEREAS, no objections to the establishment, opening and declaration of said highway have been filed; and

WHEREAS, the Board believes that the granting of said petition and the establishment, opening and declaration of the highway as prayed for in said petition, are for the best interests of Maricopa County, and said highway is a public necessity;

NOW, THEREFORE, BE IT RESOLVED that there is hereby established, opened and declared a county highway, more fully set forth hereinabove, and the County Engineer is hereby directed to make a plat of the survey of said highway and cause the same to be recorded in the Office of the County Recorder of Maricopa County as provided by law.

BE IT FURTHER RESOLVED that the Board accept any right-of-way or property donated to the State or County for said highway. The Board hereby accepts all U. S. Patent easement reservations, right-of-way or properties along this alignment into the Department of Transportation's Highway system.

BE IT FURTHER RESOLVED that the County Engineer be directed and authorized, and he is hereby so directed and authorized, to negotiate with owners of parcels of private property required for the right-of-way of said public highway with the view of obtaining for Maricopa County said private property, subject to the ratification and approval of this Board.

BE IT FURTHER RESOLVED that the County Attorney be directed and authorized, and he is hereby directed and authorized, to initiate and prosecute actions and proceedings in the manner required by law to condemn all property required for right-of-way which cannot be obtained by donation or purchase.

DATED this 22nd day of September 2004.

ROAD DECLARED (ROAD FILE NO. 5314)

No protests having been received and no speakers coming forth at the Chairman's call, motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) that the following resolution be adopted: (C6405033)

WHEREAS, pursuant to A.R.S. §28-6701, on the 18th day of September, 2004, the County Engineer and others filed with the Board of Supervisors of Maricopa County, Arizona, a petition praying the Board to establish, open and declare as a county highway the following described lines, to-wit:

All streets consistent with the rights-of-way, as depicted in Sagewood Unit 2, a subdivision as shown in Book 572 of Maps, Page 28, M.C.R., within the general vicinity of University Drive and Crismon Road.

WHEREAS, the day and hour set by the Board for a public hearing on said petition has arrived, and notice of said hearing has been given to the public by advertising once a week for two consecutive weeks in The Record Reporter; and

WHEREAS, no objections to the establishment, opening and declaration of said highway have been filed; and

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WHEREAS, the Board believes that the granting of said petition and the establishment, opening and declaration of the highway as prayed for in said petition, are for the best interests of Maricopa County, and said highway is a public necessity;

NOW, THEREFORE, BE IT RESOLVED that there is hereby established, opened and declared a county highway, more fully set forth hereinabove, and the County Engineer is hereby directed to make a plat of the survey of said highway and cause the same to be recorded in the Office of the County Recorder of Maricopa County as provided by law.

BE IT FURTHER RESOLVED that the Board accept any right-of-way or property donated to the State or County for said highway. The Board hereby accepts all U. S. Patent easement reservations, right-of-way or properties along this alignment into the Department of Transportation's Highway system.

BE IT FURTHER RESOLVED that the County Engineer be directed and authorized, and he is hereby so directed and authorized, to negotiate with owners of parcels of private property required for the right-of-way of said public highway with the view of obtaining for Maricopa County said private property, subject to the ratification and approval of this Board.

BE IT FURTHER RESOLVED that the County Attorney be directed and authorized, and he is hereby directed and authorized, to initiate and prosecute actions and proceedings in the manner required by law to condemn all property required for right-of-way which cannot be obtained by donation or purchase.

DATED this 22nd day of September 2004.

ROAD FILE DECLARED (ROAD FILE NO. 5313)

NOTICE IS HEREBY GIVEN to John Doe, the unknown heirs of John Doe, deceased; Jane Doe, the unknown heirs of Jane Doe, deceased; and

PUBLIC NOTICE is also given to all other persons having any interest in and to the following described proceedings for the establishment of said public highway or claiming any right, title or interest in and to the following described property: (C6405034)

That a petition signed by ten (10) or more persons, residents and real property taxpayers of Maricopa County, Arizona, has been presented to the Board of Supervisors, praying for the establishment of a public road described as follows:

All streets consistent with the rights-of-way, as depicted in Anthem Unit 14, a subdivision as shown in Book 535 of Maps, Page 07, M.C.R., within the general vicinity of Anthem Way and Memorial Drive.

Said road having been surveyed and a map thereof prepared by the County Engineer that pursuant to the provisions of ARS §28-6701, a hearing on said petition will be held by the Board of Supervisors of Maricopa County, Arizona, in the meeting room of said Board located at 205 West Jefferson, Phoenix, Maricopa County, Arizona, on the 22nd day of September, 2004, at 9:00 A.M., for the purpose of considering the feasibility, advantage and necessity of the highway sought to be established, and you and each of you, and all persons wishing to object to the action prayed for in said petition are directed to file with said Board of Supervisors a statement in writing setting forth any objection or opposition and to show cause why said petition should not be granted.

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DATED this 18th day of August 2004.

ROAD DECLARED (ROAD FILE NO. 5312)

No protests having been received and no speakers coming forth at the Chairman's call, motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) that the following resolution be adopted: (C6405035)

WHEREAS, pursuant to A.R.S. §28-6701, on the 18th day of September, 2004, the County Engineer and others filed with the Board of Supervisors of Maricopa County, Arizona, a petition praying the Board to establish, open and declare as a county highway the following described lines, to-wit:

All streets consistent with the rights-of-way, as depicted in Anthem Unit 15, a subdivision as shown in Book 535 of Maps, Page 06, M.C.R., within the general vicinity of Anthem Way and Memorial Drive.

WHEREAS, the day and hour set by the Board for a public hearing on said petition has arrived, and notice of said hearing has been given to the public by advertising once a week for two consecutive weeks in The Record Reporter; and

WHEREAS, no objections to the establishment, opening and declaration of said highway have been filed; and

WHEREAS, the Board believes that the granting of said petition and the establishment, opening and declaration of the highway as prayed for in said petition, are for the best interests of Maricopa County, and said highway is a public necessity;

NOW, THEREFORE, BE IT RESOLVED that there is hereby established, opened and declared a county highway, more fully set forth hereinabove, and the County Engineer is hereby directed to make a plat of the survey of said highway and cause the same to be recorded in the Office of the County Recorder of Maricopa County as provided by law.

BE IT FURTHER RESOLVED that the Board accept any right-of-way or property donated to the State or County for said highway. The Board hereby accepts all U. S. Patent easement reservations, right-of-way or properties along this alignment into the Department of Transportation's Highway system.

BE IT FURTHER RESOLVED that the County Engineer be directed and authorized, and he is hereby so directed and authorized, to negotiate with owners of parcels of private property required for the right-of-way of said public highway with the view of obtaining for Maricopa County said private property, subject to the ratification and approval of this Board.

BE IT FURTHER RESOLVED that the County Attorney be directed and authorized, and he is hereby directed and authorized, to initiate and prosecute actions and proceedings in the manner required by law to condemn all property required for right-of-way which cannot be obtained by donation or purchase.

DATED this 22nd day of September 2004.

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ROAD DECLARED (ROAD FILE NO. 5311)

No protests having been received and no speakers coming forth at the Chairman's call, motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) that the following resolution be adopted: (C6405036)

WHEREAS, pursuant to A.R.S. §28-6701, on the 18th day of September, 2004, the County Engineer and others filed with the Board of Supervisors of Maricopa County, Arizona, a petition praying the Board to establish, open and declare as a county highway the following described lines, to-wit:

All streets consistent with the rights-of-way, as depicted in Anthem Coventry Unit 20B, a subdivision as shown in Book 555 of Maps, Page 40, M.C.R., within the general vicinity of Anthem Way and Navigation Way.

WHEREAS, the day and hour set by the Board for a public hearing on said petition has arrived, and notice of said hearing has been given to the public by advertising once a week for two consecutive weeks in The Record Reporter; and

WHEREAS, no objections to the establishment, opening and declaration of said highway have been filed; and

WHEREAS, the Board believes that the granting of said petition and the establishment, opening and declaration of the highway as prayed for in said petition, are for the best interests of Maricopa County, and said highway is a public necessity;

NOW, THEREFORE, BE IT RESOLVED that there is hereby established, opened and declared a county highway, more fully set forth hereinabove, and the County Engineer is hereby directed to make a plat of the survey of said highway and cause the same to be recorded in the Office of the County Recorder of Maricopa County as provided by law.

BE IT FURTHER RESOLVED that the Board accept any right-of-way or property donated to the State or County for said highway. The Board hereby accepts all U. S. Patent easement reservations, right-of-way or properties along this alignment into the Department of Transportation's Highway system.

BE IT FURTHER RESOLVED that the County Engineer be directed and authorized, and he is hereby so directed and authorized, to negotiate with owners of parcels of private property required for the right-of-way of said public highway with the view of obtaining for Maricopa County said private property, subject to the ratification and approval of this Board.

BE IT FURTHER RESOLVED that the County Attorney be directed and authorized, and he is hereby directed and authorized, to initiate and prosecute actions and proceedings in the manner required by law to condemn all property required for right-of-way which cannot be obtained by donation or purchase.

DATED this 22nd day of September 2004.

ROAD DECLARED (ROAD FILE NO. 5307)

No protests having been received and no speakers coming forth at the Chairman's call, motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) that the following resolution be adopted: (C6405037)

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WHEREAS, pursuant to A.R.S. §28-6701, on the 18th day of September, 2004, the County Engineer and others filed with the Board of Supervisors of Maricopa County, Arizona, a petition praying the Board to establish, open and declare as a county highway the following described lines, to-wit:

All streets consistent with the rights-of-way, as depicted in Citrus Point, a subdivision as shown in Book 493 of Maps, Page 08, M.C.R., within the general vicinity of Bell Road and 115th Avenue.

WHEREAS, the day and hour set by the Board for a public hearing on said petition has arrived, and notice of said hearing has been given to the public by advertising once a week for two consecutive weeks in The Record Reporter; and

WHEREAS, no objections to the establishment, opening and declaration of said highway have been filed; and

WHEREAS, the Board believes that the granting of said petition and the establishment, opening and declaration of the highway as prayed for in said petition, are for the best interests of Maricopa County, and said highway is a public necessity;

NOW, THEREFORE, BE IT RESOLVED that there is hereby established, opened and declared a county highway, more fully set forth hereinabove, and the County Engineer is hereby directed to make a plat of the survey of said highway and cause the same to be recorded in the Office of the County Recorder of Maricopa County as provided by law.

BE IT FURTHER RESOLVED that the Board accept any right-of-way or property donated to the State or County for said highway. The Board hereby accepts all U. S. Patent easement reservations, right-of-way or properties along this alignment into the Department of Transportation's Highway system.

BE IT FURTHER RESOLVED that the County Engineer be directed and authorized, and he is hereby so directed and authorized, to negotiate with owners of parcels of private property required for the right-of-way of said public highway with the view of obtaining for Maricopa County said private property, subject to the ratification and approval of this Board.

BE IT FURTHER RESOLVED that the County Attorney be directed and authorized, and he is hereby directed and authorized, to initiate and prosecute actions and proceedings in the manner required by law to condemn all property required for right-of-way which cannot be obtained by donation or purchase.

DATED this 22nd day of September 2004.

ROAD DECLARED (ROAD FILE NO. 5306)

No protests having been received and no speakers coming forth at the Chairman's call, motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) that the following resolution be adopted: (C6405038)

WHEREAS, pursuant to A.R.S. §28-6701, on the 18th day of September, 2004, the County Engineer and others filed with the Board of Supervisors of Maricopa County, Arizona, a petition praying the Board to establish, open and declare as a county highway the following described lines, to-wit:

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All streets consistent with the rights-of-way, as depicted in Paradise Village II, a subdivision as shown in Book 495 of Maps, Page 03, M.C.R., within the general vicinity of University Drive and Ellsworth Road.

WHEREAS, the day and hour set by the Board for a public hearing on said petition has arrived, and notice of said hearing has been given to the public by advertising once a week for two consecutive weeks in The Record Reporter; and

WHEREAS, no objections to the establishment, opening and declaration of said highway have been filed; and

WHEREAS, the Board believes that the granting of said petition and the establishment, opening and declaration of the highway as prayed for in said petition, are for the best interests of Maricopa County, and said highway is a public necessity;

NOW, THEREFORE, BE IT RESOLVED that there is hereby established, opened and declared a county highway, more fully set forth hereinabove, and the County Engineer is hereby directed to make a plat of the survey of said highway and cause the same to be recorded in the Office of the County Recorder of Maricopa County as provided by law.

BE IT FURTHER RESOLVED that the Board accept any right-of-way or property donated to the State or County for said highway. The Board hereby accepts all U. S. Patent easement reservations, right-of-way or properties along this alignment into the Department of Transportation's Highway system.

BE IT FURTHER RESOLVED that the County Engineer be directed and authorized, and he is hereby so directed and authorized, to negotiate with owners of parcels of private property required for the right-of-way of said public highway with the view of obtaining for Maricopa County said private property, subject to the ratification and approval of this Board.

BE IT FURTHER RESOLVED that the County Attorney be directed and authorized, and he is hereby directed and authorized, to initiate and prosecute actions and proceedings in the manner required by law to condemn all property required for right-of-way which cannot be obtained by donation or purchase.

DATED this 22nd day of September 2004.

ROAD DECLARED (ROAD FILE NO. 4995A)

No protests having been received and no speakers coming forth at the Chairman's call, motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) that the following resolution be adopted: (C64050495)

WHEREAS, pursuant to A.R.S. §28-6701, on the 18th day of September, 2004, the County Engineer and others filed with the Board of Supervisors of Maricopa County, Arizona, a petition praying the Board to establish, open and declare as a county highway the following described lines, to-wit:

A roadway with a width of 110 feet, together with all appurtenant rights, lying in Sections Seven (7) and Eight (8), Township Seven (7) North, Range Five (5) East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, lying 55 feet on each side of the following described centerline:

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COMMENCING at the corner 4 of Homestead Entry Survey (H.E.S.) 318 private property, Arizona central zone SPC NAD 83 by Trimble 4,000 ST GPS receiver differentially corrected in 1994; THENCE N17°59'47"W a distance of 1,939.59 feet (GPS), or N17°52'00"W a distance of 1,941.72 feet (Rec.) to the corner 3 of Homestead Entry Survey (H.E.S.) 318 (GPS point established from bearing tree); THENCE N04°59'56"W a distance of 102.94 feet to the TRUE POINT OF BEGINNING; THENCE N88°48'50"W a distance of 43.51 feet to a point; THENCE S77°24'45"W a distance of 37.10 feet to the beginning of a tangent curve to the left; THENCE Southwesterly along said curve through a central angle of 75°36'58" having a radius of 30.00 feet an arc distance of 39.59 feet to the point of Tangency; THENCE S01°47'47"W a distance of 147.17 feet to the beginning of a tangent curve to the right; THENCE Southwesterly along said curve through a central angle of 52°31'31" having a radius of 225.00 feet an arc distance of 206.27 feet to the point of Tangency; THENCE S54°19'18"W a distance of 136.88 feet to a point; THENCE S45°22'01"W a distance of 124.11 feet to a point; THENCE S48°57'12"W a distance of 523.21 feet to a point; THENCE S56°04'41"W a distance of 225.02 feet to the beginning of a tangent curve to the right; THENCE Southwesterly along said curve through a central angle of 24°47'59" having a radius of 250.00 feet an arc distance of 108.21 feet to the point of Tangency; THENCE S80°52'40"W a distance of 227.10 feet to a point; THENCE S65°45'34"W a distance of 86.10 feet to a point; THENCE S75°50'50"W a distance of 275.66 feet to a point of said point also being the point of the locked gate and cattleguard and the terminus of the herein described centerline.

(Said roadway also known as FDR 24B lying within Supervisor District Two (2) and within an unincorporated area)

WHEREAS, the day and hour set by the Board for a public hearing on said petition has arrived, and notice of said hearing has been given to the public by advertising once a week for two consecutive weeks in The Record Reporter; and

WHEREAS, no objections to the establishment, opening and declaration of said highway have been filed; and

WHEREAS, the Board believes that the granting of said petition and the establishment, opening and declaration of the highway as prayed for in said petition, are for the best interests of Maricopa County, and said highway is a public necessity;

NOW, THEREFORE, BE IT RESOLVED that there is hereby established, opened and declared a county highway, more fully set forth hereinabove, and the County Engineer is hereby directed to make a plat of the survey of said highway and cause the same to be recorded in the Office of the County Recorder of Maricopa County as provided by law.

BE IT FURTHER RESOLVED that the Board accept any right-of-way or property donated to the State or County for said highway. The Board hereby accepts all U. S. Patent easement reservations, right-of-way or properties along this alignment into the Department of Transportation's Highway system.

BE IT FURTHER RESOLVED that the County Engineer be directed and authorized, and he is hereby so directed and authorized, to negotiate with owners of parcels of private property required for the right-of-way of said public highway with the view of obtaining for Maricopa County said private property, subject to the ratification and approval of this Board.

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BE IT FURTHER RESOLVED that the County Attorney be directed and authorized, and he is hereby directed and authorized, to initiate and prosecute actions and proceedings in the manner required by law to condemn all property required for right-of-way which cannot be obtained by donation or purchase.

DATED this 22nd day of September 2004.

INTERGOVERNMENTAL AGREEMENT WITH THE DIVISION OF CHILD SUPPORT ENFORCEMENT

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve the IGA between DES - Division of Child Support Enforcement (DCSE) and the Clerk of the Superior Court for an amount not to exceed \$1,200,996 for the period of October 1, 2004 through September 30, 2005. Maricopa County cost contribution is (34%), not to exceed \$408,339 for the continuation of this Child Support Enforcement program. (C16050023)

GRANT FUNDS FROM THE ARIZONA CRIMINAL JUSTICE COMMISSION

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve receipt of grant funds from the Arizona Criminal Justice Commission (ACJC) for the FY 2004/05 Gang Prosecution Program in the amount of \$302,083.00. These grant funds are provided to enhance efforts to prosecute gang offenders. This grant agreement, ACJC number GP-05-092, will commence on July 1, 2004 and will terminate on June 30, 2005. The grant funds may not be expended for any indirect costs which may be incurred by the Maricopa County Attorney's Office or Maricopa County for the administration of this grant. The funding for this grant is included in the FY 2004/05 budget. Therefore, no budget amendment for the County Attorney grant budget (219) is authorized. Approval of this action does not alter the budget constraining the expenditure of local revenues duly adopted by the Board pursuant to A.R.S. 42-17105. (C19050143)

CONTRACT WITH ST. JOSEPH'S HOSPITAL AND MEDICAL CENTER CHILD ABUSE ASSESSMENT CENTER

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve a contract with St Joseph's Hospital and Medical Center Child Abuse Assessment Center to gather evidence and provide courtroom testimony in the prosecution of sexual assaults or sexual abuse matters involving minors. The contract term is from July 1, 2004, to June 30, 2006. St. Joseph's Hospital will be reimbursed \$500 per case for evidence collection, \$300 per interview and/or lab fees of \$100 per case. (C19050151)

REVENUE AND EXPENDITURE INCREASE FOR THE SHERIFF'S OFFICE

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to authorize a revenue and expenditure increase of \$950,000 for the Sheriff's Office FY 2004-05 JEF Fund (214) and \$350,000 for the Sheriff's Office RICO Fund (212). The receipt by the Sheriff's Office of Jail Enhancement Funds and RICO funding are not considered "local revenues" for the purpose of the constitutional expenditure limitation because (1) they have been included in the appropriation limitation of the expenditure limitation of the State and thus, non-local (per Arizona Constitution Article 9, § 20(d)(vi); (2) their receipt is a transfer of non-local revenues from another agency, department, or office of Maricopa County and, thus, are non-local (per Arizona Constitution 9, § 20(d)(iv); or (3) are a "grant or aid" from the federal government, and, thus, are non-local (Arizona Constitution Article 9, §20(d)(iv). (C50050138) (ADM3900-003)

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PERMANENT ADDITION TO THE FLEET

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve a permanent addition to the Sheriff's Office fleet of one Service Fuel Truck valued approximately \$134,640. This vehicle will be acquired with Detention Funds (255) Appropriated Fund Balance (482) Other Programs (4812) "Sheriff's Office New Detention Facility Start-up." (C5005014M) (ADM3104)

REJECT CLAIM DEMANDS

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to reject claim demands (August 2004) for emergency medical services from private medical providers to patients who do not meet the requirements of Arizona Revised Statutes or Maricopa County Policies and are, therefore, not the responsibility of Maricopa County pursuant to ARS §11-629 (not a proper charge against the County) and ARS §11-622 (claims not having been filed within six-months after the last item of the account accrues). (ARS §11-629 \$319,352.88 and ARS §11-622 \$0.00) (C39040127) (ADM1804)

Vendor	Amb., Doctors, Hosp. Ars 11-629	Over Six Months Ars 11-622
American Physicians Inc.	186.16	0.00
Arizona Cardiovascular Center	9,952.12	0.00
Arizona Pediatric Cardiology	1,257.00	0.00
Banner Good Samaritan Reg Med	32,790.55	0.00
Bna	8,800.00	0.00
Chandler Radiology Associates	15.26	0.00
Diagnostic Radiology Ltd	29.00	0.00
Emergency Professional Svcs Pc	1,242.00	0.00
Medical Professional Assoc Of	7,913.00	0.00
Medpro	90,824.24	0.00
North Valley Emergency Special	308.00	0.00
Phoenix Memorial Hospital	130,848.18	0.00
Professional Medical Transport	11,621.10	0.00
Rural Metro Ambulance	6,610.73	0.00
Southwest Ambulance	7,123.54	0.00
St Josephs Hosp Arizona	9,832.00	0.00
Grand Totals:	319,352.88	0.00
Restitution	0.00	
Totals Denials:	319,352.88	

PERFORMANCE BASED SALARY ADVANCEMENT PLAN

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve Amendment #1 of the "FY 2004-05 Performance-Based Salary Advancement Plan," to allow for an employee to be eligible if employed in their current position less than one year, if involuntarily

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transferred to a new position and suffered other disruptions in their employment, including loss of pay, that are not a result of disciplinary action. (C4905008601) (ADM3308)

ANNUAL GAINSHARING AWARD FOR THE DEPARTMENT OF FINANCE

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve the annual (07/01/03 through 06/30/04) gainsharing award for eligible employees who participated in the "Department of Finance, Collection Gainsharing Program (see attached). The Board of Supervisors approved this program on 11/05/2003 (Agenda Number: C3504018000). Also, in accordance with A.R.S. 42-17106B, approve the transfer of \$4,683.79 in expenditure appropriation from Appropriated Fund Balance (480) General Fund (Fund 100) General Contingency (4811) to Appropriated Fund Balance (480) General Fund (Fund 100) Other Programs (4812) "Gainsharing Program Awards" to fund these awards. (C35050068) (ADM3345-002)

SEMI-ANNUAL GAINSHARING AWARD FOR THE PARKS AND RECREATION DEPARTMENT

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve the semi-annual (01/01/04 through 06/30/04) gainsharing award for eligible employees who participated in the "Parks and Recreation Department Gainsharing Program. The Board of Supervisors approved this program on 03/03/2004 (Agenda Number:C3504027100).

Also, in accordance with A.R.S. 42-17106B, approve the transfer of expenditure authority from General Government (Department 470) General Government Grants Fund (249) to Parks and Recreation (Department 300) Lake Pleasant Fund (240). This action will require an expenditure appropriation adjustment decreasing the FY05 General Government (Department470) General Government Grants Fund (249) Compensation Reserve line (org 4711) by \$11,335 and increasing the FY 05 Parks and Recreation (Department 300) Lake Pleasant Fund (240) by \$11,335 for a one time expenditure increase to be paid by fund balance.

Approve the transfer of expenditure authority from General Government (Department470) General Government Grants Fund (249) to Parks and Recreation Department 300 Enhancement Fund (241). This action will require an expenditure appropriation adjustment decreasing the FY05 General Government (Department 470) General Government Grants Fund (249) Compensation Reserve line (org 4711) by \$77,962 and increasing the FY 05 Parks and Recreation Department 300 Enhancement Fund (241) by \$77,962.

Approve the transfer of expenditure authority between Parks and Recreation Department 300 General Fund 100 to Parks and Recreation Department 300 Enhancement Fund 241. This action will require an expenditure appropriation adjustment decreasing the FY05 Parks and Recreation Department 300 General Fund 100 by \$73,927 and increasing the FY 05 Parks and Recreation Department 300 Enhancement Fund 241 by \$73,927.

Approve a revenue appropriation increase for FY05 Parks and Recreation Department 300 Enhancement Fund 241 by \$151,889. These adjustments will result in a Countywide net impact of zero. Approval of this action will allow for the payment of the gainsharing award in accordance with the Parks and Recreation Department's Gainsharing Program and the required on-going budget adjustments as a result of the successful completion of the gainsharing program. (C35050078) (ADM 3345-002)

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ANNUAL GAINSHARING AWARD FOR THE INTERNAL AUDIT DEPARTMENT

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve the annual (07/01/03 through 06/30/04) gainsharing award for eligible employees who participated in the "Maricopa County Internal Audit Gainsharing Program". The Board of Supervisors approved this program on 11/05/2003 (Agenda Number C3504017000). Also, in accordance with A.R.S. 42-17106B, approve the transfer of \$34,005 in expenditure appropriation from Appropriated Fund Balance (480) General Fund (Fund 100) General Contingency (4811) to Appropriated Fund Balance (480) General Fund (Fund 100) Other Programs (4812) "Gainsharing Program Awards" to fund these awards. (C35050088) (ADM 3345-002)

SHORT TERM DISABILITY PLAN PREMIUM RATES

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (4-0-1) to keep Short-Term Disability plan premium rates unchanged for Plan Year 2005 (January 1, 2005 through December 31, 2005). Change benefit plan as described below. As a result of the plan design changes and rate actions initiated in Plan Year 2004 combined with the change in short-term disability third-party administrator from UNUMProvident to VPA, Inc., effective January 1, 2005, the program has stabilized and no rate increase is needed for Plan Year 2005. (C35050021) (ADM3324)

EMPLOYEE BENEFITS PLAN

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (4-0-1) to approve the following components of the Employee Benefits plan as follows:

1. The benefit plan designs for the health insurance program as defined by the CIGNA, Walgreens Health Initiatives, United Behavioral Health, Avesis, and HealthSelect contract or plan documents.
2. Increase the external prosthetic appliance benefit on all CIGNA plans from \$1,000 to \$3,000. CIGNA will continue to cover \$1,000. Up to an additional \$2,000 will be self-funded by Maricopa County.
3. 2005 Benefit Rates as described in the attached exhibit for Plan Year 2005 (January 1, 2005 through December 31, 2005). This includes both employee and employer costs for active employees, pre-Medicare retirees, and Medicare-eligible retirees.
4. In accordance with A.R.S. §42-17106 (B), direct the Office of Management and Budget to transfer appropriated budget amounts as necessary to each department and fund in order to fully fund new premiums effective January 1, 2005. Amounts are to be transferred from reserved contingency item, "Health/Dental Premium Increase" in General Government (470), General Fund (100) and Detention Fund (255). If necessary, amounts may also be transferred from the Detention Fund Operating Contingency in General Government (470) Detention Fund (255). (C3505003) (ADM3324)

RETIREE HEALTH INSURANCE PROGRAM

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (4-0-1) to approve the self-insured and fully insured dental plan rates effective Plan Year 2005. Effective January 1, 2005, offer retiree dental benefits through United Concordia and Employers Dental Services (EDS) for

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retirees who are enrolled in one of the Maricopa County retiree medical plans. The plan designs are the same as for active employees. There is no Maricopa County employer contribution. (C35050041) (ADM3324)

DESIGN CHANGES TO THE UNITED CONCORDIA SELF-INSURED DENTAL PLAN

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (4-0-1) to approve design changes to the United Concordia self-insured dental plan. Approve full-time and part-time rates for the United Concordia self-insured dental plan for Plan Year 2005 (January 1, 2005 through December 31, 2005). Approve EDS dental rates effective Plan Year 2005. In accordance with A.R.S. § 42-17106(B), direct the Office of Management and Budget to transfer appropriated budget amounts as necessary to each department and fund in order to fully fund new premiums effective January 1, 2005. Amounts are to be transferred from reserved contingency item "Health/Dental Premium Increase" in General Government (470), General Fund (100) and Detention Fund (255). If necessary, amounts may also be transferred from the Detention Fund Operating Contingency in General Government (470) Detention Fund (255). (C35050051) (ADM3353)

MARICOPA COUNTY AND JUDICIAL BRANCH PERSONNEL AGENDAS

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (4-0-1) to approve Maricopa County (Exhibit A) and Judicial Branch (Exhibit B) Personnel Agendas. Exhibits A and B will be found at the end of this set of minutes.

RESCOPING OF COMMUNITY HOUSING DEVELOPMENT ORGANIZATION

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (4-0-1) to approve the rescoping of Community Housing Development Organization (CHDO) project CH0301 rental activity in Surprise to rental activity in Scottsdale. The Board of Supervisors approved funding of \$383,043 for multi-family housing construction in Surprise. However, CSA has requested that subject funds of \$383,043 be reallocated from the multi-family housing construction project in Surprise to the acquisition/rehab of a multi-family housing project in Scottsdale. On August 19, 2004, the Maricopa HOME Consortium approved this request. (C1704020002)

CALL FOR BIDS FOR THE MCDOWELL MOUNTAIN REGIONAL PARK VISITOR CENTER

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (4-0-1) to ratify a call for bids; authorize bid opening and award a contract to the lowest responsible bidder if the bid does not exceed the engineer's estimate by more than 10% for the McDowell Mountain Regional Park Visitor Center. (C30050095)

FUND TRANSFERS

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (4-0-1) to approve regular and routine fund transfers from the operating funds to clearing funds including payroll, work authorizations, journal entries, allocations, loans, and paid claims. Said claims having been recorded on microfiche retained in the Department of Finance in accordance with the Arizona State Department of Library Archives and Public Records retention schedule, and incorporated herein by this reference.

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NON-FINANCIAL INTERGOVERNMENTAL AGREEMENT WITH THE TOWN OF CAVE CREEK

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (4-0-1) to approve a Non-Financial Intergovernmental Agreement (IGA) between Maricopa County and the Town of Cave Creek for Heavy Equipment and Drivers Awareness Training. Either party may terminate this agreement by delivering written notice of termination to the other party, and termination will be effective thirty (30) days after delivery of the notice of termination. (C75050042)

SOLICITATION SERIALS

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (4-0-1) to approve the following solicitation serial items. The action on the following items is subject to County Counsel's review and approval of the respective contracts and subsequent execution of contracts. (ADM3005)

Award of Solicitation Serials:

- | | |
|------------------|---|
| 03245-C | HVAC TOOLS, PARTS AND ACCESSORIES (\$3,000,000.00 est./ 5 Years with 1 One-Year Renewal Option) Pricing Agreement to purchase HVAC tools, parts and accessories for the maintenance, repair and operation of County facilities. <ul style="list-style-type: none">• American Refrigeration• Arizona Trane Parts• Burke Engineering• Grainger Industrial• Industrial Mining• Refrigeration Supplies• United Refrigeration• Webb Distributors |
| 04027-RFP | DISPOSAL OF SURPLUS PROPERTY (\$600,000.00 est./3 Years with 3 One-Year Renewal Options) Pricing agreement to outsource all aspects of the County's surplus property operations (ARS. 11-251.9 thru 11-251.55 and the Maricopa County Procurement Code Article 8). <ul style="list-style-type: none">• Sierra Auctions Management Inc / B&B Auction Liquidators |
| 04061-ROQ | SEXUAL PREDATOR MENTAL HEALTH PSYCHOLOGICAL EVALUATOR-MCSO (\$210,000.00 est./3 Years with 3 One-Year Renewal Options) Pricing agreement to provide sexual predator mental health evaluations as requested by the MCSO. <ul style="list-style-type: none">• Biltmore Evaluation And Treatment Services |
| 04081-C | INSTITUTIONAL CLOTHING, UNDERGARMENTS AND TEXTILES (\$4,750,000.00 est. / 3 Years with 3 One-Year Renewal Options) Pricing Agreement to purchase institutional clothing, undergarments and textiles for various County using agencies. <ul style="list-style-type: none">• Acme Supply Company LTD• Care Free Uniforms• Hart Across America |

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- Leslee Scott Inc
- Murray & Co
- Tabb Textile Co
- Universal Hotel Supply

- 04091-S FENCING, CHAIN LINK: REPAIR, REPLACEMENT AND RENTAL** (\$1,000,000.00 est./ 5 Years) Pricing agreement for the initial purchase, replacement, rental and repair of chain link fencing for various County using agencies.
- Allied Fencing
 - L.P. Steel Industries

Contract Renewals:

Extension of the following contract(s): (Extensions are recommended with the concurrence of the using agency(s) and the vendor(s), upon satisfactory contract performance and, when appropriate, after a market survey is performed).

Until June 30, 2005

- 00192-SC CONCRETE PLACEMENT AND TRAFFIC EQUIPMENT SIGNAL FOUNDATION SERVICE** (\$750,000.00 est./4 Months) Pricing agreement to purchase concrete placement and traffic signal equipment foundation service to meet the demands of the traveling public's requirement to operate vehicles safely on efficient roadway systems.
- Dohrn Companies Inc.
 - Quackenbush Construction Corp.

Until October 31, 2005

- 00148-E QUALIFYING BID, MEDIUM/HEAVY-DUTY TRUCKS, 19,500# AND UP** (\$2,899,500.00 est./ Year) Pricing agreement renewal for the purchase of various types of medium and heavy-duty trucks as requested by the Equipment Services Department.
- Arizona Truck Center
 - Courtesy Chevrolet
 - Cunningham Commercial Vehicles
 - I-10 International
 - Midway Chevrolet-Isuzu
 - Tom Jones Ford
 - Rush Truck Centers of Arizona
 - Sanderson Ford

Until December 31, 2005

- 01178-RFP EMPLOYEE HEALTH BENEFITS PLAN (\$82,000,000.00 est./1 Year)** Pricing agreement renewal to provide and/or make available health benefits to Maricopa County employees and their dependents on an as required basis. These include general medical, behavioral health and pharmacy services.

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- CIGNA Healthcare of Arizona
- United Behavioral Health
- Walgreens Health Initiatives

Cancel and Re-Award

- 03053-S PEST CONTROL SERVICES (\$350,000.00 est./ 2 Years)**
Cancel price agreement with Cherokee Exterminating and re-award to the next lowest responsive bidder.
- City-Wide Pest Control Services

Award Correction

Remove AMPAM Riggs plumbing from Serial 01038-SC, Plumbing and Rooting Services. This vendor did not renew their agreement with the County and was inadvertently listed as an awardee on the August 18, 2004 agenda.

APPROVAL OF INTERGOVERNMENTAL COOPERATIVE PURCHASING AGREEMENT

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (4-0-1) to approve and execute an Intergovernmental Cooperative Purchasing Agreement with the City of Yuma Arizona. Term of the agreement is from date approved by the Board of Supervisors until cancelled by either party with 30 days notice. (C73050022)

AMENDMENT FROM THE ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY

This amendment is a \$948,575 increase from the Arizona Department of Environmental Quality to fund the Maricopa County Trip Reduction Program and the Clean Air Campaign for the period 7-1-99 through 6-30-05. Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve this amendment that increases the total grant to \$5,691,450. The grant will fund sixteen (16) FTE's and will support an intergovernmental Agreement in the amount of \$400,000 with the Regional Public transportation Authority. This grant represents the 17th consecutive year that the County has participated in this program. This grant authorizes the County to receive advance quarterly payments from ADEQ. No matching county funds are required and the grant covers county indirect costs. (C8800001305)

INTERGOVERNMENTAL AGREEMENT WITH THE ARLINGTON SCHOOL DISTRICT

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve an Intergovernmental Agreement with the Arlington School District to provide school-based tobacco use prevention and education services. The term of the agreement is retroactive from 07/01/04 to 06/30/05 for a contract dollar amount NTE \$2,000. (C8605402202)

INTERGOVERNMENTAL AGREEMENT WITH THE WASHINGTON SCHOOL DISTRICT

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve an Intergovernmental Agreement with the Washington School District to provide school-based tobacco use prevention and education services. The term of the agreement is retroactive from 07/01/04 to 06/30/05 for a contract dollar amount NTE \$46,000. (C8605429202)

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INTERGOVERNMENTAL AGREEMENT WITH THE ROOSEVELT SCHOOL DISTRICT

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve an Intergovernmental Agreement with the Roosevelt School District to provide school-based tobacco use prevention and education services. The term of the agreement is retroactive from 07/01/04 to 06/30/05 for a contract dollar amount NTE \$14,000. (C8605435202)

INTERGOVERNMENTAL AGREEMENT WITH THE PENDERGAST SCHOOL DISTRICT

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve an Intergovernmental Agreement with the Pendergast School District to provide school-based tobacco use prevention and education services. The term of the agreement is retroactive from 07/01/04 to 06/30/05 for a contract dollar amount NTE \$22,000. (C86054502)

GRANT FUNDS FROM THE DAIRY COUNCIL OF ARIZONA

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve acceptance of a 3-A-Day Dairy Nutrition Education grant from the Dairy Council of Arizona, an affiliate of the National Dairy Council, in the amount of \$5,000, to use for a nutrition education campaign with selected high schools throughout Maricopa County. The grant award period will be effective upon Board of Supervisors approval retroactive to September 1, 2004 to June 30, 2005. No cash matching contribution or in-kind services are required. The grantor will provide advance funding for the grant.

REVENUE AND EXPENDITURE APPROPRIATION ADJUSTMENTS TO THE PUBLIC HEALTH GRANT FUND

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (4-0-1) to approve revenue and expenditure appropriation adjustments to the Public Health Grant Fund (Department 860, Fund 532) associated with the aforementioned grant in an amount not to exceed \$5,000. The appropriations adjustment is necessary because these funds were not included in the FY 2005 budget. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditures of these revenues are not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. (C86054623)

APPLICATION TO THE GILA RIVER INDIAN COMMUNITY FOR INDIAN GAMING FUNDS

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (4-0-1) to authorize the Maricopa County Department of Emergency Management to apply to the Gila River Indian Community for Indian Gaming Funds in the amount of \$52,516; authorize the Chairman to sign the grant application; approve the grant funds if awarded; approve the resolution; and authorize MCDEM to pass-through the funds to the Sun Lakes Fire District (SLFD), a special district located in Sun Lakes, AZ, an unincorporated area of Maricopa County. This action will require an appropriation adjustment to Fund 215, increasing the MCDEM's FY 2004-05 revenue and expenditure budgets by \$52,516.

This cost will be fully absorbed in the MCDEM budget. MCDEM will act as the pass-through agency for SLFD and will pass-through the entire amount of the grant, \$52,516. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation; therefore, expenditure of these revenues is not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditure

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of local revenues duly adopted by the Board pursuant to ARS § 42-17105. The grant award period is from the date of award to December 31, 2004. (C15050043)

INCREASE IN THE EQUIPMENT SERVICES DEPARTMENT EXPENDITURE APPROPRIATION

Per A.R.S. Section 42-17106(b), motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (4-0-1) to approve an increase in the Equipment Services Department (Fund 654) expenditure appropriation in the amount of \$160,860 to accommodate the purchase of fuel needed for sale to the Town of Buckeye. Also, increase the Equipment Services Department (Fund 654) revenue appropriation in the amount of \$168,000 to reflect payment from the Town of Buckeye for fuel purchased via an Intergovernmental Agreement. (approved 6/9/04 C74040032). (C74050018) (ADM 3100-003)

CHANGE ORDER WITH HUNT JACOBS

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (4-0-1) to approve Change Order No. 3 to Contract CFD02-04 with Hunt Jacobs, A Joint Venture, for Program Management Services to the Maricopa County Capital Improvement Program. Change Order No. 3, in the amount of \$2,536,292, is to provide program management, construction management, and construction materials testing and inspection task orders for four additional projects approved by the Board of Supervisors since initial award of the contract in 2002: (C7004091501)

- 1) Chandler Consolidated Justice Courts
- 2) Southwest Consolidated Justice Courts Project in Avondale
- 3) Downtown Consolidated Justice Courts Project in Phoenix
- 4) Southeast Consolidated Justice Courts and Parking Structure Project in Mesa

The projects are budgeted in the FY05 Five Year Capital Improvement Plan:

- 1) Fund 435, Agency 478, Organization 4713, Object 0915, Function Class CHJC
- 2) Fund 435, Agency 478, Organization 4713, Object 0915, Function Class SCJC
- 3) Fund 435, Agency 478, Organization 4713, Object 0915, Function Class DCJC
- 4) Fund 435, Agency 478, Organization 4713, Object 0915, Function Class SECC

PUBLIC NOTICE LEGAL ADVERTISEMENT AND AWARD FOR CONSTRUCTION MANAGER AT RISK FOR MARICOPA COUNTY EMERGENCY SERVICES ADMINISTRATION BUILDING

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (4-0-1) to authorize the Public Notice legal advertisement and award a construction manager at risk construction contract for Maricopa County Emergency Services Administration Building (#3801) Electrical Upgrades Project #3801-05-052, if the guaranteed maximum price is not more than ten percent (10%) over the independent estimate. The Emergency Services Administration Building is located in the Arizona National Guard compound at 2035 North 52nd Street in Phoenix. The project is budgeted in FY2005 Major Maintenance Program Appropriated Fund Balance 100, Agency 480, Organization 4832, Object 0915, Function Class ESAI. (C70050195)

PUBLIC NOTICE LEGAL ADVERTISEMENT AND AWARD A DESIGN-BUILD CONTRACT FOR MARICOPA COUNTY CHANDLER CONSOLIDATED JUSTICE COURTS PROJECT

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (4-0-1) to authorize the Public Notice legal advertisement and award a design-build construction contract for

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Maricopa County Chandler Consolidated Justice Courts Project #1612-05-062, if the guaranteed maximum price is not more than ten percent (10%) over the independent estimate. The new Justice Courts' building will be located in Chandler between Chicago Street, Delaware Street and Frye Road south of the existing Chandler Police/Municipal Court parking. The project is budgeted in FY2005 Five Year Capital Improvement Plan, Fund 435, Agency 478, Organization 4713, Object 0915, Function Class CHJC. (C70050205)

EASEMENTS AND RIGHT-OF-WAY DOCUMENTS

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (4-0-1) to approve easements, right-of-way documents, and relocation assistance for highway and public purposes as authorized by road file resolutions or previous Board of Supervisors action. (ADM2007)

A169.001 Project No: 69010 – Appleby Road (Arizona Avenue to Southern Pacific Railroad) –
(JPM) Easement and Agreement for Highway Purposes – Parcel No.: 303-41-017 – Gwen
Farmer, Trustee – for the sum of \$89,472.00.

A169.001 Project No: 69010 – Appleby Road (Arizona Avenue to Southern Pacific Railroad) –
(JPM) Purchase Agreement and Escrow Instructions – Parcel No.: 303-41-017 – Gwen
Farmer, Trustee.

A237.009 Project No: 69010 – 104th Street (Brown Road to MCFCD Canal) – Easement and
(JPM) Agreement for Highway Purposes – Parcel No.: 220-04-006A – Brown Road Limited
Partnership – for the sum of \$36,750.00.

A237.009 Project No: 69010 – 104th Street (Brown Road to MCFCD Canal) – Purchase
(JPM) Agreement and Escrow Instructions – Parcel No.: 220-04-006A – Brown Road Limited
Partnership.

A237.010 Project No: 69010 – 104th Street (Brown Road to MCFCD Canal) – Easement and
(JPM) Agreement for Highway Purposes – Parcel No.: 220-04-006A – Castelain
Development Group, L.L.C. – for the sum of \$36,750.00.

A237.010 Project No: 69010 – 104th Street (Brown Road to MCFCD Canal) – Purchase
(JPM) Agreement and Escrow Instructions – Parcel No.: 220-04-006A – Castelain
Development Group, L.L.C.

A276.004 Project No: 69010 – PM10 – 17th Avenue (Joy Ranch to Irvine Road) – Easement
(CS) and Agreement for Highway Purposes – Parcel No.: 211-50-052 – Robert
Kowalewsky and Amy Kowalewsky – for the sum of \$19,500.00.

A276.004 Project No: 69010 – PM10 – 17th Avenue (Joy Ranch to Irvine Road) – Purchase
(CS) Agreement and Escrow Instructions – Parcel No.: 211-50-052 – Robert Kowalewsky
and Amy Kowalewsky.

A282.004A Project No: 69010 – PM10 – Tuthill Road (Queen Creek – Pecos) – Easement and
(CS) Agreement for Highway Purposes – Parcel No.: 400-58-016C – Ricky R. Carpenter
and Connie L. Carpenter; Bradley D. Jones; Jeffrey T. Jones; and Troy D. Jones,
Trustee – for the sum of \$3,900.00.

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- A282.004A (CS) Project No: 69010 – PM10 – Tuthill Road (Queen Creek – Pecos) – Purchase Agreement and Escrow Instructions – Parcel No.: 400-58-016C – Ricky R. Carpenter and Connie L. Carpenter; Bradley D. Jones; Jeffrey T. Jones; and Troy D. Jones, Trustee.
- DD-9480 (CE) Project No: 68626 – Ratification of Quit Claim Deed – Parcel No. 203-31-001B – Phoenix Title and Trust Company, an Arizona corporation, as Trustee.
- n/a (LJS) Project No: 68931 and 80408 – Alma School Road Bridge Widening (South Channel) and Alma School Road Bridge Grade Control Structure (North Channel) – Application for Right-of-Way – United States of America, acting by and through its Superintendent, Salt River Agency, Phoenix Area Office, Bureau of Indian Affairs, Department of the Interior.
- n/a (LJS) Project No: 68931 and 80408 – Alma School Road Bridge Widening (South Channel) and Alma School Road Bridge Grade Control Structure (North Channel) – Grant of Easement for Right-of-Way – United States of America, acting by and through its Superintendent, Salt River Agency, Phoenix Area Office, Bureau of Indian Affairs, Department of the Interior – for the sum of \$470,152.00.
- TW-53F-01 (DIC) Project No: McMicken Dam – Roadway and Underground Utility Easement – Flood Control District of Maricopa County – for the sum of \$73,262.00.

ON CALL CONTRACT WITH NORTHLAND RESEARCH INC.

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (4-0-1) to award On Call Contract No. 2004-78 with Northland Research, Inc. for pending and new projects for on call archaeological services. The contract is effective for seven hundred thirty (730) calendar days following the Board of Supervisors approval or until the expenditure of \$250,000.00, whichever occurs first. (C64050705)

ANNEXATION OF COUNTY RIGHT OF WAY BY THE CITY OF CHANDLER

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (4-0-1) to approve the annexation by the City of Chandler of County right-of-way within: A Portion of Basha Road, from Ocotillo Road, South approx. ½ mile. In accordance with Ordinance No. 3583. (C64050715) (ADM4203)

INTERGOVERNMENTAL AGREEMENT WITH THE TOWN OF BUCKEYE

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (4-0-1) to approve the IGA between Maricopa County and the Town of Buckeye for the exchange of services or reimbursement of services (Entente Agreement). The agreement will not exceed five (5) years unless extended by appropriate actions by the County and the Town. Either party may terminate this agreement at any time prior to the end of its duration by furnishing the other party with a written notice. (C64050732)

CONSULTANT SERVICES CONTRACT WITH DMJM HARRIS

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (4-0-1) to approve Consultant Services Contract 2004-95 in the amount of \$ 299,893 with DMJM Harris to

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perform an Access Control and Corridor Improvement Study for the MC85, Turner Road to 75th Avenue Project, Work Order No. 69070, #T166. (C64050735)

CALL FOR BIDS FOR TRAFFIC SIGNALS

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (4-0-1) to approve the solicitation for bids for the construction of Traffic Signals: Greenway Rd. at SR303, Project T160, (MCDOT No. 12617), and approve the award of a contract to the lowest responsive bidder, providing that the lowest responsive bid does not exceed the Engineer's estimate by more than 10%. (C64050745)

AWARD OF CONSULTANT SERVICES CONTRACT WITH AMEC INFRASTRUCTURE

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (4-0-1) to approve the award of Consultant Services Contract No. 2004-94 with AMEC Infrastructure for a total sum amount of \$907,145.76 for project design services on the Ellsworth Road, Phase 1, Germann Road to Ray Road and the Ellsworth Channel, Project #T068, Work Order No. 68927. Contract price includes a lump sum of \$606,610.90 for essential tasks and \$300,534.86 for optional task allowances such as Value Analysis, Additional Surveying, Right of Way Support, and Post Design Services. The contract performance period is 730 calendar days, which includes 90 calendar days for design, 100 calendar days for review, and 540 calendar days for post design services. It is also requested that this Contract become retroactive starting on August 30, 2004. (C64050755)

AWARD OF CONSULTANT SERVICES CONTRACT WITH STANTEC CONSULTING INC.

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (4-0-1) to approve the award of Consultant Services Contract No. 2004-108 with Stantec Consulting, Inc. for a total sum amount of \$593,824.67 for project design services on the Ellsworth Road, Phase 2, Ray Road to Elliot Road, Project T-068, Work Order No. 68927-2. Contract price includes a lump sum of \$423,823.67 for essential tasks and \$170,000.00 for optional task allowances such as Surveying, Utility, Right of Way, Geotechnical, and Post Design Services. The contract performance period is 730 calendar days, which includes 90 calendar days for design, 100 calendar days for review, and 540 calendar days for post design services. It is also requested that this Contract become retroactive starting on August 30, 2004. (C64050765)

ON CALL CONTRACTS FOR AZTECH INTEROPERABILITY GRANT SERVICES

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (4-0-1) to award two (2) On Call Contracts for AZTECH Interoperability Grant services. Each contract is for a not to exceed amount of \$125,000.00. Each contract is effective for seven hundred thirty (730) calendar days following the Board of Supervisor's approval or until the expenditure of \$125,000.00, whichever occurs first. Contracts are as follows: Contract No. 2004-106, with Kimley-Horn and Associates, Inc., C6405078500 and Contract No. 2004-107 with Computran Systems Corporation, C6405079500. (C64050775ZZ)

ON CALL CONTRACT WITH SOUTHWEST RESEARCH INSTITUTE

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (4-0-1) to award On Call Contract No. 2004-102 with Southwest Research Institute for pending and new projects requiring intelligent transportation systems engineering support services for a not to exceed amount of

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\$125,000.00. The contract is effective for seven hundred thirty (730) calendar days following the Board of Supervisors approval or until the expenditure of \$125,000, whichever occurs first. (C64050805)

MARICOPA INTEGRATED HEALTH SYSTEMS PERSONNEL AGENDA

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (4-0-1) to approve Maricopa Integrated Health Systems Personnel Agenda (Exhibit F).

Name	Old Rate	New Rate	Class Title	Code	Effective Date
Dept: 60 Health Plans					
Amador,Annette	\$0.00	\$11.00	Claims Logger	Nhc	8/25/2004
Edwards,Melissa A	\$0.00	\$13.00	Claims Processor II	Nhc	8/25/2004
Gutierrez,Kathleen R	\$0.00	\$16.00	Claims Processor III	Nhc	8/25/2004
Hunkin,Johnny A	\$14.54	\$16.48	Provider Serv Rep	Pro	7/18/2004
Kamerad,Gregg K	\$0.00	\$17.00	Claims Analyst Enc	Nhc	8/16/2004
Roberts,Patricia L	\$0.00	\$12.00	Claims Processor I	Nhc	8/25/2004
Savala,Virginia A	\$0.00	\$11.00	Claims Logger	Nhc	8/25/2004
Sinkeus,Linda D	\$24.86	\$27.34	Utilization Mgt Coord	Swa	8/16/2004
Dept: 90 Maricopa Medical Center					
Aguilar,Jesusita R	\$7.88	\$8.94	Ltc Attendant (G)	Pro	7/21/2004
Aguilar,Theresa M	\$0.00	\$13.75	Certified Therapist II	Nhr	8/16/2004
Alicea,Ye`Zaida	\$0.00	\$7.88	Ltc Attendant (F)	Nhc	8/10/2004
Anderson,Alberta T	\$0.00	\$30.28	Registered Nurse	Nhr	8/16/2004
Azua,Stephanie J	\$9.94	\$10.62	Care Technician	Adv	8/15/2004
Baca,Rosario	\$0.00	\$8.99	Ltc Attendant (G)	Nhc	7/12/2004
Ballejos,Mary L	\$0.00	\$28.26	Registered Nurse	Reh	8/16/2004
Barry,Keni	\$0.00	\$7.88	Ltc Attendant (F)	Nhc	8/10/2004
Beauregard,Susan E	\$33.25	\$34.25	Registered Nurse	Adv	8/15/2004
Berens,Maryellen	\$26.58	\$27.64	Nurse Recruiter	Cor	8/15/2004
Bergeson,Megan A	\$32.00	\$33.00	Registered Nurse	Adv	8/15/2004
Blanchard,Michael S	\$13.55	\$14.62	Psych Tech	Adv	8/15/2004
Blanco,Margaret	\$7.96	\$8.78	Cafeteria Service Worker	Adv	8/15/2004
Byrd,Kimberly A	\$42.00	\$43.19	Clinical Pharmacist	Cor	8/15/2004
Carreon,Rosemarie V	\$9.37	\$12.21	Patient Care Tech	Coa	8/15/2004
Cavness,John J	\$28.05	\$29.05	Registered Nurse	Adv	8/15/2004
Choppi,Kimberly A	\$28.05	\$29.05	Registered Nurse	Adv	8/15/2004
Clark,Cynthia	\$35.00	\$27.20	Registered Nurse	Coa	7/18/2004
Clarke,Gloria Jean	\$13.36	\$14.64	Psych Tech	Adv	8/15/2004
Cole,Carol J	\$28.26	\$30.28	Registered Nurse	Adv	8/15/2004
Cortez,Paul C	\$9.02	\$9.63	Pharmacy Tech	Adv	8/15/2004
Cosio,Gina P	\$0.00	\$8.99	Ltc Attendant (G)	Reh	8/23/2004
Cox,Paula	\$0.00	\$8.99	Ltc Attendant (G)	Reh	8/16/2004
Cox,Tina L	\$0.00	\$7.47	Food Service Worker	Nhr	8/26/2004
Crosser,Nadia	\$28.26	\$30.28	Registered Nurse	Adv	8/15/2004
Curry,Irene S	\$0.00	\$21.97	Registered Nurse	Nhr	8/16/2004
Curtis,Wanda M	\$28.05	\$29.05	Registered Nurse	Adv	8/15/2004
Demartino,Maureen D	\$0.00	\$30.00	Registered Nurse	Nhc	8/16/2004
Dix,Jackie L	\$40.50	\$43.46	Clinical Pharmacist	Adv	8/15/2004
Edelson,Gary D	\$28.26	\$30.39	Nurse Assistant Manager	Pro	7/18/2004

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Ferguson, Scott F	\$0.00	\$13.75	Certified Therapist II	Nhr	8/16/2004
Franco, Dan L	\$11.15	\$13.92	Security Officer	Pro	7/18/2004
Garcia, Cherry A	\$0.00	\$25.25	Registered Nurse	Nhr	8/16/2004
Garcia, Martha L	\$13.51	\$11.77	Patient Care Assistant	Coa	8/15/2004
Gilbreath, Marva	\$0.00	\$8.99	Ltc Attendant (G)	Nhc	8/10/2004
Gonzalez, Leticia	\$6.47	\$7.72	Cafeteria Service Worker	Adv	8/15/2004
Green, Barbara J	\$28.18	\$29.18	Registered Nurse	Adv	8/15/2004
Halligan, Steven W	\$7.80	\$8.07	Evs Associate	Adv	8/15/2004
Hamilton, Celeste N	\$14.13	\$15.23	Psych Tech	Adv	8/15/2004
Harp, Janelle F	\$21.52	\$23.40	Registered Nurse	Adv	8/15/2004
Haycraft, Dominic W	\$0.00	\$9.60	Central Sterile Tech	Nhr	8/16/2004
Henry, Renee	\$13.38	\$14.66	Psych Tech	Adv	8/15/2004
Henry, Samala M	\$8.94	\$15.90	Client Care Supv.	Coa	8/1/2004
Hill, Angela L	\$0.00	\$25.66	Registered Nurse	Nhr	8/16/2004
Homa, Scott A	\$18.50	\$18.91	Radiologic Technologist	Adv	8/15/2004
Ishihara, Sharon	\$28.05	\$28.26	Registered Nurse	Coa	8/15/2004
Ishihara, Sharon L	\$28.26	\$29.05	Registered Nurse	Adv	8/15/2004
Jackson, Mickey G	\$0.00	\$8.99	Ltc Attendant (G)	Nhc	8/10/2004
Jones, Bernard T	\$15.13	\$15.21	Psych Tech	Cor	8/15/2004
Kentz, Shannah M	\$0.00	\$13.16	Licensed Practical Nurse	Nhr	8/16/2004
Kerr, Melissa J	\$28.26	\$30.28	Registered Nurse	Adv	8/15/2004
Kiehne, Amanda C	\$13.65	\$14.68	Medical Assistant	Adv	8/15/2004
King, Lynnette M	\$29.92	\$32.91	Registered Nurse	Adv	8/15/2004
Koivun, Suzanne M	\$27.00	\$28.00	Registered Nurse	Adv	8/15/2004
Langford, Sophia S	\$28.23	\$31.05	Assistant Nurse Manager	Swa	8/15/2004
Langford, Sophia S	\$27.00	\$28.23	Registered Nurse	Coa	8/15/2004
Lathrop, Rosemary	\$29.50	\$30.28	Clinical Educator	Pro	8/15/2004
Lee, Julia A	\$25.94	\$28.00	Registered Nurse	Cor	8/15/2004
Lindsay, Alicia M	\$0.00	\$21.22	Psych Social Worker	Nhr	8/18/2004
Loffredo, Patrick J	\$12.43	\$13.54	Psych Tech	Adv	8/15/2004
Mage, Adele R	\$15.00	\$16.50	Executive Assistant To VP	Cor	4/19/2004
Marino, Kelli M	\$0.00	\$8.99	Ltc Attendant (G)	Nhc	8/23/2004
Martinez, Richard R	\$7.97	\$8.79	Evs Associate	Adv	8/15/2004
Mata, Lydia	\$0.00	\$32.00	Registered Nurse	Nhc	8/16/2004
Mazique, Anita L	\$0.00	\$30.28	Registered Nurse	Reh	8/16/2004
McAllister, Nancy L	\$0.00	\$8.99	Ltc Attendant (G)	Reh	8/23/2004
McCullock, Sandra I	\$0.00	\$8.99	Ltc Attendant (G)	Nhc	8/10/2004
Meister, Debra A	\$0.00	\$21.56	Coder Credentialed	Nhr	8/18/2004
Mendoza, Elva P	\$7.23	\$7.49	Evs Associate	Adv	8/15/2004
Miller, Frances	\$25.94	\$28.00	Registered Nurse	Adv	8/15/2004
Montano, Manuel D	\$9.65	\$9.76	Evs Associate	Adv	8/15/2004
Moody, Priscilla A	\$33.25	\$34.25	Registered Nurse	Adv	8/15/2004
Moore, Pamela	\$27.00	\$28.00	Registered Nurse	Adv	8/15/2004
Morgan, Diana D	\$0.00	\$8.99	Ltc Attendant (G)	Nhc	8/23/2004
Moton, Melissa F	\$0.00	\$32.00	Registered Nurse	Reh	8/16/2004
Muranko, Maryann	\$28.26	\$30.28	Registered Nurse	Adv	8/15/2004
Murdock, Raymond E	\$0.00	\$33.84	Sr. Programmer Analyst	Nhr	8/23/2004
Nguyen, Hoang	\$6.47	\$7.49	Food Service Worker	Adv	8/15/2004
Nichols, Dena S	\$36.37	\$37.37	Registered Nurse	Adv	8/15/2004
Noriega, Phillip A	\$0.00	\$13.16	Licensed Practical Nurse	Nhr	8/16/2004

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Nova,Erika M	\$10.81	\$12.00	Biller Sr.	Pro	8/16/2004
Olivas,Ruth A	\$10.54	\$10.64	Cafeteria Service Worker	Adv	8/15/2004
Osorio,Angelita V	\$0.00	\$8.99	Ltc Attendant (G)	Reh	8/23/2004
Oxley,Barbara A	\$25.94	\$28.00	Registered Nurse	Cor	8/15/2004
Pack,Elena D	\$28.05	\$29.05	Registered Nurse	Adv	8/15/2004
Parsons,Joan P	\$14.13	\$15.23	Psych Tech	Adv	8/15/2004
Pearson,Joe N	\$7.29	\$7.55	Evs Associate	Adv	8/15/2004
Pellens,Jennifer	\$18.25	\$35.00	Registered Nurse	Coa	8/15/2004
Phillips,Barbara J	\$28.26	\$30.39	Nursing Supervisor	Pro	8/1/2004
Picquette,Eve E	\$0.00	\$55.29	Director Quality Mgmt	Nhr	8/23/2004
Puebla,Guadalupe S	\$7.96	\$8.24	Evs Associate	Adv	8/15/2004
Rafuna,Bedrie	\$0.00	\$7.88	Ltc Attendant (F)	Nhc	8/16/2004
Salazar,Deborah A	\$0.00	\$22.36	Psych Social Worker	Nhr	8/23/2004
Salvatierra,Maria D	\$6.81	\$7.89	Cafeteria Service Worker	Adv	8/15/2004
Salzsieder,Louise M	\$12.25	\$11.95	Patient Care Tech	Coa	8/15/2004
Sampson,Viviana H	\$9.60	\$10.63	Medical Assistant	Adv	8/15/2004
Santiago,Osbaldo	\$0.00	\$8.81	Medical Office Recep.	Nhr	8/16/2004
Sauceda,Gilbert	\$0.00	\$35.00	Registered Nurse	Reh	8/16/2004
Schroeder,Brooks A	\$0.00	\$12.79	Psych Tech	Nhr	8/16/2004
Sharp,Gregg L	\$10.11	\$12.04	Pharmacy Tech Certified	Adv	8/15/2004
Sherman,Isabel V	\$8.06	\$9.66	Laundry Worker	Adv	8/15/2004
Skaggs,Darcy A	\$32.00	\$33.00	Registered Nurse	Adv	8/15/2004
Slusher,Robbie Jo	\$0.00	\$18.50	Certified Therapist II	Nhc	8/16/2004
Smith,Margaret A	\$28.26	\$30.28	Registered Nurse	Adv	8/15/2004
Smith,Pamela Sue	\$28.26	\$30.28	Registered Nurse	Adv	8/15/2004
Stark,Sharon A	\$25.24	\$28.23	Registered Nurse	Adv	8/15/2004
Steinhoff,Daniel P	\$11.73	\$12.90	Psych Tech	Adv	8/15/2004
Strother,Holly M	\$7.88	\$8.16	Laundry Worker	Adv	8/15/2004
Sweeney,Robert	\$21.40	\$22.20	Psych Social Worker	Coa	8/1/2004
Szymura,Stephanie I	\$15.76	\$16.45	Licensed Practical Nurse	Adv	8/15/2004
Tulo,Randy	\$0.00	\$8.28	Medical Records Clerk	Nhr	8/16/2004
Turigliatto,Adam P	\$0.00	\$13.75	Certified Therapist II	Nhr	8/16/2004
Villaescusa,Guadalu	\$9.07	\$9.39	Evs Associate	Adv	8/15/2004
Williams,Jeremiah M	\$0.00	\$11.77	Psych Tech	Nhr	8/16/2004
Wittek,Mary A	\$9.02	\$10.64	Food Service Worker	Adv	8/15/2004

Key to Medical Codes

Ach	Assignment Change	Adv	Salary Advancement	Asw	Sp. Work Assign Adj
Cnl	Cancel Appointment	Coa	Change Of Appointment	Cor	Correction
Crn	Contract Renewal	Dec	Deceased	Dem	Demotion
Dis	Dismissed	Exc	Expiration Of Contract	Exp	Expiration Of Appt
Lex	Leave Exp (Sep W/O Prej)	Nhc	New Hire Contract	Nhr	New Hire Regular
Nht	New Hire Temporary	Nhu	New Hire Unclass	O	Other Change
Pro	Promotion	Ras	Reassignment	Rcd	Rescind
Reh	Rehired	Rel	Released	Res	Resigned
Ret	Retired	Rif	Reduction In Force	Ris	Reinstatement
Rup	Ret Unsuc Comp/Prob	Sus	Suspension	Swa	Spcl Work Assgn
Ssc	Spcl Status Change	Swr	Ret Spcl Work Assign	Trn	Transfer From County
Ttc	Transfer To County				

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AMENDMENT #6 WITH ADVANCE/PCS HEALTH L.P.

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (4-0-1) to approve Amendment #6, effective upon Board of Supervisors approval through February 28, 2007, with Advance/PCS Health, L.P. The Not-To-Exceed (NTE) Amount is increased by \$720,000.00 from \$560,000.00 to \$1,280,000.00. This Contract may be extended, not to exceed a total term of five years, and may be terminated by either party with 90 days written notice. Maricopa County may, upon ninety-(90) day's prior written notice, and without the consent of the other party hereto, assign this Agreement. (C6002074106)

CONTRACT WITH DESERT SPRING ADULT CARE HOME

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (4-0-1) to approve C60050131 Contract with Desert Spring Adult Care Home, an Assisted Living-Adult Care Home Service. This Contract term is effective on date of execution through October 31, 2004. The Aggregate Contract Not-to-Exceed (NTE) amount for the Assisted Living-Adult Care Home Services pool of funds remains at \$22,561,000.00. Contracts, related to this agenda item, may be extended, not to exceed a total term of five years, and may be terminated by either party with 90 days written notice. Maricopa County may, upon ninety (90) days prior written notice, and without the consent of the other party hereto, assign this Agreement. (C60050131)

CONTRACT WITH SAINT MICHAEL'S MANOR

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (4-0-1) to approve C60050141 Contract with Saint Michael's Manor, an Assisted Living-Adult Care Home Service. This Contract term is effective on date of execution through October 31, 2004. The Aggregate Contract Not-to-Exceed (NTE) amount for the Assisted Living-Adult Care Home Services pool of funds remains at \$22,561,000.00. Contracts, related to this agenda item, may be extended, not to exceed a total term of five years, and may be terminated by either party with 90 days written notice. Maricopa County may, upon ninety (90) days prior written notice, and without the consent of the other party hereto, assign this Agreement. (C60050141)

CONTRACT WITH SUNNYSIDE ADULT CARE HOME

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (4-0-1) to approve C60050161 Contract with Sunnyside Adult Care Home, an Assisted Living-Adult Care Home Service. This Contract term is effective on date of execution through October 31, 2004. The Aggregate Contract Not-to-Exceed (NTE) amount for the Assisted Living-Adult Care Home Services pool of funds remains at \$22,561,000.00. Contracts, related to this agenda item, may be extended, not to exceed a total term of five years, and may be terminated by either party with 90 days written notice. Maricopa County may, upon ninety (90) days prior written notice, and without the consent of the other party hereto, assign this Agreement. (C60050161)

CONTRACT WITH PARKSIDE ASSISTED LIVING

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (4-0-1) to approve C60050171 Contract with Parkside Assisted Living, an Assisted Living-Adult Care Home Service. This Contract term is effective on date of execution through October 31, 2004. The Aggregate Contract Not-to-Exceed (NTE) amount for the Assisted Living-Adult Care Home Services pool of funds

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remains at \$22,561,000.00. Contracts, related to this agenda item, may be extended, not to exceed a total term of five years, and may be terminated by either party with 90 days written notice. Maricopa County may, upon ninety (90) days prior written notice, and without the consent of the other party hereto, assign this Agreement. (C60050171)

CONTRACT WITH SUNNYSIDE WEST ASSISTED LIVING

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (4-0-1) to approve C60050181 Contract with Sunnyside West Assisted Living, an Assisted Living-Adult Care Home Service. This Contract term is effective on date of execution through October 31, 2004. The Aggregate Contract Not-to-Exceed (NTE) amount for the Assisted Living-Adult Care Home Services pool of funds remains at \$22,561,000.00. Contracts, related to this agenda item, may be extended, not to exceed a total term of five years, and may be terminated by either party with 90 days written notice. Maricopa County may, upon ninety (90) days prior written notice, and without the consent of the other party hereto, assign this Agreement. (C60050181)

CONTRACT WITH TATANIA'S HOUSE

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (4-0-1) to approve C60050191 Contract with Tatania's House, an Assisted Living-Adult Care Home Service. This Contract term is effective on date of execution through October 31, 2004. The Aggregate Contract Not-to-Exceed (NTE) amount for the Assisted Living-Adult Care Home Services pool of funds remains at \$22,561,000.00. Contracts, related to this agenda item, may be extended, not to exceed a total term of five years, and may be terminated by either party with 90 days written notice. Maricopa County may, upon ninety (90) days prior written notice, and without the consent of the other party hereto, assign this Agreement. (C60050191)

CONTRACT WITH TOP QUALITY ASSISTED LIVING HOME

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (4-0-1) to approve C60050201 Contract with Top Quality Assisted Living Home, an Assisted Living-Adult Care Home Service. This Contract term is effective on date of execution through October 31, 2004. The Aggregate Contract Not-to-Exceed (NTE) amount for the Assisted Living-Adult Care Home Services pool of funds remains at \$22,561,000.00. Contracts, related to this agenda item, may be extended, not to exceed a total term of five years, and may be terminated by either party with 90 days written notice. Maricopa County may, upon ninety (90) days prior written notice, and without the consent of the other party hereto, assign this Agreement. (C60050201)

CONTRACT WITH SCOTTSDALE ADULT CARE HOME

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (4-0-1) to approve C60050211 Contract with Scottsdale Adult Care Home, an Assisted Living-Adult Care Home Service. This Contract term is effective on date of execution through October 31, 2004. The Aggregate Contract Not-to-Exceed (NTE) amount for the Assisted Living-Adult Care Home Services pool of funds remains at \$22,561,000.00. Contracts, related to this agenda item, may be extended, not to exceed a total term of five years, and may be terminated by either party with 90 days written notice. Maricopa County may, upon ninety (90) days prior written notice, and without the consent of the other party hereto, assign this Agreement. (C6005021)

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CONTRACT WITH SUNRISE ADULT CARE HOME #2

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (4-0-1) to approve C60050221 Contract with Sunrise Adult Care Home #2, an Assisted Living-Adult Care Home Service. This Contract term is effective on date of execution through October 31, 2004. The Aggregate Contract Not-to-Exceed (NTE) amount for the Assisted Living-Adult Care Home Services pool of funds remains at \$22,561,000.00. Contracts, related to this agenda item, may be extended, not to exceed a total term of five years, and may be terminated by either party with 90 days written notice. Maricopa County may, upon ninety (90) days prior written notice, and without the consent of the other party hereto, assign this Agreement. (C60050221)

CONTRACT WITH ANA'S HAVEN ADULT CARE HOME

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (4-0-1) to approve C60050231 Contract with Ana's Haven Adult Care Home, an Assisted Living-Adult Care Home Service. This Contract term is effective on date of execution through October 31, 2004. The Aggregate Contract Not-to-Exceed (NTE) amount for the Assisted Living-Adult Care Home Services pool of funds remains at \$22,561,000.00. Contracts, related to this agenda item, may be extended, not to exceed a total term of five years, and may be terminated by either party with 90 days written notice. Maricopa County may, upon ninety (90) days prior written notice, and without the consent of the other party hereto, assign this Agreement. (C60050231)

CONTRACT WITH SUNSET VISTA

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (4-0-1) to approve C60050241 Contract with Sunset Vista, an Assisted Living-Adult Care Home Service. This Contract term is effective on date of execution through October 31, 2004. The Aggregate Contract Not to Exceed (NTE) amount for the Assisted Living-Adult Care Home Services pool of funds remains at \$22,561,000.00. Contracts, related to this agenda item, may be extended, not to exceed a total term of five years, and may be terminated by either party with 90 days written notice. Maricopa County may, upon ninety (90) days prior written notice, and without the consent of the other party hereto, assign this Agreement. (C60050241)

CONTRACT WITH TILDA MANOR

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (4-0-1) to approve a Contract with Tilda Manor for Behavioral Health Intermediate Level Group Home Services, effective upon Board of Supervisors approval through August 31, 2006. The Not to Exceed (NTE) amount is a percentage of \$18,301,318—see agenda item C60040881. The Contract may be extended for up to a total term of five years and may be terminated with 90 days written notice by either party. Maricopa County may, upon 90 days prior written notice, and without the consent of the other party hereto, assign this Contract. (C60050251)

CONTRACT WITH THE NEW FOUNDATION FOR BEHAVIORAL HEALTH LEVEL 1 RESIDENTIAL TREATMENT CENTER SERVICES

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (4-0-1) to retroactively approve a contract with The New Foundation for Behavioral Health Level I Residential Treatment Center Services, effective September 1, 2004 through August 31, 2006. The proposed Not-to-

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Exceed (NTE) amount is a percentage of Level I Residential Treatment Center (RTC) pool amount of \$1,486,280 - see agenda item C60040871. The Contract may be extended for up to a total term of five years and may be terminated with 90 days written notice by either party. Maricopa County may, upon 90 days prior written notice, and without the consent of the other party hereto, assign this Contract. (C60050261)

CONTRACT WITH ELECTROMED, INC.

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve a contract with Electromed, Inc. for a Respiratory Vest System, effective upon Board of Supervisors approval through June 30, 2006. The NTE amount is \$200,000. The Contract may be extended for a total term of up to five years and may be terminated by either party with 90 days written notice. Maricopa County may, upon 90 days prior written notice, and without the consent of the other party hereto, assign this Contract. (C60050271)

SOLE-SOURCE PROCUREMENT FOR FINANCIAL AND MEDICAL MANAGEMENT CONSULTING

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve a Sole-Source Procurement for financial and medical management consulting, and information technology services from Matrix Dynamics, Inc. The purpose of this proposal is to assist in the provision of services in connection with the OAO claims backlog reduction, encounter/reinsurance submission process, new TPA system implementation and with other financial and information technology needs of the Maricopa County Health Plans. The Contract is effective upon Board of Supervisors approval for FY 2005, with a Not To Exceed (NTE) amount of \$1,750,000.00. (C60050621)

Supervisor Wilcox asked if these costs are in addition to those already incurred. Mike Schaiberger, Director of Innovation, said there are four consultants previously engaged by FRG through the MIHS contract and this is an attempt to move those resources under contract to the Managed Care System from MIHS. He said there should not be any additional cost.

FORMATION OF A POOL OF FUNDS FOR ALL NURSING FACILITY SERVICES

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve this agenda, for the formation of a pool of funds for all Nursing Facility Services. The pool, is effective upon Board of Supervisors approval through September 30, 2005, with a Not to Exceed NTE (NTE) amount of \$130,000,000.00. Each contract funded by the pool will be approved by the board of supervisors as a separate agenda item. Each Contract may be extended, not to exceed a total term of five years, and may be terminated by either party with 90 days written notice. (C60050731)

INTERGOVERNMENTAL AGREEMENT WITH CITY OF PHOENIX

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve the new Intergovernmental Agreement (IGA) between City of Phoenix and Maricopa Integrated Health System (MIHS) for Advanced Life Support (ALS) Base Hospital Services. The term of the agreement shall become effective from December 1, 2004 through November 30, 2009. This Agreement has no financial impact and may be terminated by either party with thirty (30) days written notice. (C90050492)

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SOLE SOURCE CONTRACT WITH GAMBRO RENAL PRODUCTS, INC.

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve the sole source contract with Gambro Renal Products, Inc and MIHS for the purchase of the Prisma products for the Maricopa Medical Center ICU and Burn Center. The contract term shall become effective October 1, 2004 and shall remain effective on two (2) years, with an option to extend for an additional periods up to a total contract term of five (5) years from the effective date. The annual purchasing total is approximately \$140,000.00. (C90050501)

REVERSED PRIOR ACTION OF THE BOARD RE: "INSTITUTIONAL LETTER"

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to direct staff to take measures that may be necessary to stop the transfer of Maricopa County's Institutional Letter of ACGME sponsorship to St. Joseph's Hospital and Medical Center for the Phoenix Integrated Residency in Obstetrics and Gynecology Program. This action reverses the Board of Supervisor's direction given to staff at the June 16, 2004 meeting to take steps necessary to transfer the "Institutional Letter." (ADM2200)

APPOINTMENT TO COMMUNITY DEVELOPMENT ADVISORY COMMITTEE

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (4-0-1) to appoint Cal Whited as the District 5 nominee to the Community Development Advisory Committee. Term will be from September 22, 2004 to June 30, 2005. (ADM 1501)

APPOINTMENT TO COMMUNITY DEVELOPMENT ADVISORY COMMITTEE

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (4-0-1) to re-Appoint Yolanda Gonzales as the District 5 nominee to the Community Development Advisory Committee. Term will be from September 22, 2004 to June 30, 2005. (ADM 1501)

DIRECTION TO MIHS CEO

Item: Pursuant to and in accordance with section 9.6.3 of the Bylaws of the Medical Staff of MIHS, section III of the Rules and Regulations of the MIHS Department of Obstetrics, Gynecology, and Women's Health, and its legislative authority, to direct the MIHS CEO to remove the current OB/GYN Department Chair and relieve such Chair of all duties and responsibilities associated with such Chairmanship, including but not limited to the OB/GYN Residency Program Directorship, based on the Board's review and consideration of the investigation, findings, recommendations, and actions of the MIHS Professional Practices Committee and MIHS Medical Staff Executive Committee. Further, the Board directs the MIHS CEO to appoint an Interim Chair in accordance with Section 9.6.2 of the Medical Staff By-Laws. ADM2200)

Chairman Kunasek called for those signing up to speak to this matter to come forward. Speakers included Glenn Lippman, M.D., Maria M. Gilpin, Michael Hibner, John Fishburne, Paul Araiza and Moses Sanchez.

Mr. Hibner, representing himself, spoke in defense of Dr. Carey, for whom the two removals from OB/GYN leadership positions was requested. He asked why this was being done since he understood that several investigations had been completed on "what happened in our department" and none had found Dr. Carey guilty of any of the alleged claims.

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Chairman Kunasek said the Board would answer all questions raised after testimony was completed.

Paul Araiza, representing himself, expressed his concern that in removing Dr. Carey from his present positions the department would be unable to recruit a satisfactory replacement chairman, "for a department that is in turmoil from his removal." He also felt that new resident physicians that are recruited would no longer be top-quality. He felt that Dr. Carey's removal, and the resulting turmoil, would dilute his educational opportunities at MIHS. He said he was in complete support of Dr. Carey.

John Fishburne, representing himself, also expressed concern at the release of the responsibilities that Dr. Carey had been carrying responsibly, saying that Dr. Carey is highly regarded by many at MIHS. His concern extended to the current recruitment of residents, feeling that this would have "a significantly deleterious effect" and may keep some residents from coming to MIHS. He said, "the word is already out" that our program is in trouble. He felt that in the long term this action would dilute the quality of residents that graduate from the program and practice in the Valley. He asked the Board to consider these thoughts when making a decision.

Maria Gilpin, representing herself, also spoke in opposition to removing Dr. Carey from his chairmanship and directorship in the OB/GYN program. She said she came here "specifically to work under the tutelage of Dr. Carey and Dr. Fishburne." She has been in the department for approximately six months and said she had seen Dr. Carey struggle to maintain a solid program through the investigations. She felt that getting a new director would be difficult, at best, and would weaken the program.

Dr. Glenn Lippman said he spoke representing himself, although he did confirm Chairman Kunasek's observation that he is a member of the MIHS Medical Staff Executive Committee. He said he has been the Chair of the Department of Psychiatry at MIHS for the past six years after a satisfying 22-year medical history at other hospitals. He referenced the investigations and reviews that have taken place and that he had helped adjudicate as a member of the committee that had investigated allegations against Dr. Carey and review of his conduct. He indicated that a letter of admonition had been recommended by the review committee for Dr. Carey's "lapse of judgment in some of his activities as Chair." He said that no behavior had been found that rose to the issue of an ethical or professional concern. No recommendation had been given to change his medical staff privileges. He said that Dr. Carey is a caring and dedicated physician and educator and that he had done his job well.

Chairman Kunasek said he wanted to make it clear that no one was questioning Dr. Carey's experience or his qualifications as a physician and that this Board had recently renewed his credentialing privileges for another year.

Moses Sanchez, citizen, said he is a conservative, pro-life Republican – and he was not a physician - but he was opposed to this action and trusted what the doctors had to say.

Motion was made by Supervisor Stapley and seconded by Supervisor Wilcox to approve this action, as given above. Supervisor Stapley referenced some of the questions and statements that had been made by Dr. Carey's fellow physicians and explained that they were in the area of personnel and it would not be appropriate to discuss such items at this meeting. He said he wanted to assure all MIHS residents and faculty, particularly in the OB/GYN program, "that this Board is very concerned about continuity...and consistency...and quality, and we will do everything in our power to make sure that we recruit and select the highest quality teaching physicians and chairman to replace this particular individual." He reiterated that there are personnel reasons beyond which it is appropriate to comment at this time.

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The motion unanimously carried (4-0-1) to direct the MIHS CEO to remove the current OB/GYN Department Chair and relieve such Chair of all duties and responsibilities associated with such Chairmanship, including but not limited to the OB/GYN Residency Program Directorship, pursuant to and in accordance with section 9.6.3 of the Bylaws of the Medical Staff of MIHS, section III of the Rules and Regulations of the MIHS Department of Obstetrics, Gynecology, and Women's Health, and its legislative authority.

~ Supervisor Wilcox left the meeting ~

HEARING SET – NEW COUNTY ORDINANCE REGULATING HOURS OF CONSTRUCTION

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (3-0-2) to schedule a public hearing for 9:00 a.m., Wednesday, November 3, 2004, to consider the adoption of an Ordinance entitled: "Maricopa County Hours of Construction Ordinance." (P-22). This ordinance is in regard to the hours allowable for construction work in residential and non-residential areas. (C4405004000) (ADM156)

HEARING SET - PLANNING AND ZONING CASES

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (3-0-2) to schedule a public hearing on any Planning, Zoning and Building Code cases in the unincorporated areas of Maricopa County for October 6, 2004, at 9:00 a.m. in the Board of Supervisors Auditorium, as follows:

Z2003-073; Z2002-162; Z2003-066; TA2003-004

MINUTES

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (3-0-2) to approve minutes of the Board of Supervisors meeting held August 25, August 26 and September 7, 2004.

ASRS CLAIMS

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (3-0-2) to authorize payment of claims submitted by the Arizona State Retirement System, on behalf of current or former employees regarding contributions not withheld for purposes of participation in the Arizona State Retirement System. (ADM3309)

EMPLOYEE'S NAME	EMPLOYER'S AMT
Louis Stalzer	\$7,508.11
Baldwin, Bobbi	\$56,754.59
Hanson, Suzanne	\$11,740.22
Remo, Berlinda	\$15,797.94
Schmidt, Diana	\$34,426.61
TOTAL	\$118,719.36

MEDICAL SERVICE PROVIDERS CLAIMS

No claims were presented at this time. (ADM409-001)

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2004 COMBINED CHARITABLE CAMPAIGN CONTRIBUTIONS

No contributions were reported at this time. (C88040057) (ADM3311-002)

2004 NACO ANNUAL CONFERENCE CONTRIBUTIONS

No contributions were reported at this time. (C2003015M) (ADM652)

COLLECTIONS AND INVESTMENT SUMMARY REPORTS

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (3-0-2) to accept County Treasurer's statement of collections and investment summary reports for August, 2004. (ADM4006)

OFFICIAL APPOINTMENT AND OATH OF OFFICE

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (3-0-2) to authorize the Official Appointment and Oath of Office for Mark Mendoza as a Maricopa County Special Deputy County Attorney.

SETTLEMENT AGREEMENT

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (3-0-2) to approve the settlement agreement discussed at the September 16, 2004 Executive Session between the Chief Operating Officer and Maricopa Integrated Health Systems. (ADM409)

PRECINCT COMMITTEEMEN

There were no requests to approve the appointment or removal of precinct committeemen pursuant to A.R.S. 16-231.B. (ADM1701)

SECURED TAX ROLLS

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (3-0-2) to approve requests from the Assessor for corrections of the Secured Tax Rolls. (ADM705)

Tax Roll	From No.	To No.	Net Result
1999	7840	7842	-\$151.52
2000	12924	12932	\$3,868.34
2000	12933	12933	-\$8,022.70
2001	38988	39055	\$3,262.10
2001	39056	39087	-\$139,164.98
2001	39089	39100	-\$20,376.74
2002	16071	16172	-\$41,437.22
2002	16173	16266	-\$265,525.10
2002	16267	16290	-\$109,273.54
2003	10399	10564	-\$244,067.50
2003	10565	10659	-\$572,558.26
2003	10660	10701	-\$193,623.70

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CANVASSES OF ELECTIONS

Pursuant to A.R.S. §16-642(B), motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (3-0-2) to accept the canvasses of elections submitted by special districts as on file in the Office of the Clerk of the Board.

TAX ABATEMENTS

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (3-0-2) to approve requests for tax abatements from the Treasurer's Office. (ADM708)

Parcel #	Year	Proposed Abatement	Parcel #	Year	Proposed Abatement
102-30-001F	2001	\$10,271.99	102-89-511-8	2000	\$35.77
102-30-001F	2002	\$10,903.62	102-89-511-8	2001	\$31.42
102-30-001F	2003	\$9,543.07	102-89-511-8	2002	\$27.99
102-30-005R-5	2003	\$13.65	102-89-511-8	2003	\$8.91
102-29-001C-0	2001	\$4,760.36	102-89-511-8	2004	\$7.78
102-29-001C-0	2002	\$41.56	102-89-512-5	1996	\$13.06
102-29-001C-0	2003	\$34.86	102-89-512-5	1997	\$14.04
102-30-005Q	2003	\$13.65	102-89-512-5	1998	\$13.74
102-23-912-8	1999	\$73.46	102-89-512-5	1999	\$73.91
102-23-912-8	2000	\$35.77	102-89-512-5	2000	\$35.77
102-23-912-8	2001	\$31.42	102-89-512-5	2001	\$8.30
102-23-912-8	2002	\$27.99	102-89-512-5	2002	\$27.99
102-23-912-8	2003	\$8.91	102-89-512-5	2003	\$8.91
102-23-912-8	2004	\$7.78	102-89-512-5	2004	\$7.78
102-23-913-5	1999	\$73.46	969-89-012-5	1994	\$519.73
102-23-913-5	2000	\$35.77	969-89-012-5	1996	\$481.28
102-23-913-5	2001	\$31.42	969-89-012-5	1997	\$439.75
102-23-913-5	2002	\$27.99	969-89-012-5	1998	\$421.99
102-23-913-5	2003	\$8.91	969-89-012-5	1999	\$393.37
102-23-913-5	2004	\$7.78	102-60-010K-2	1990	\$891.47
102-23-914-2	1999	\$74.12	102-60-010K-2	1991	\$810.01
102-23-914-2	2000	\$36.15	102-60-010K-2	1992	\$606.35
102-23-914-2	2001	\$31.64	102-60-010K-2	1993	\$615.86
102-23-914-2	2002	\$28.05	102-60-010K-2	1994	\$595.62
102-23-914-2	2003	\$9.05	102-60-010K-2	1995	\$685.38
102-23-914-2	2004	\$7.78	102-60-010K-2	1996	\$497.80
102-23-915-0	1999	\$73.46	102-60-010K-2	1997	\$570.75
102-23-915-0	2000	\$35.77	102-60-010K-2	1998	\$601.78
102-23-915-0	2001	\$31.42	102-60-010K-2	1999	\$579.64
102-23-915-0	2002	\$27.99	102-60-010K-2	2000	\$1,414.60
102-23-915-0	2003	\$8.91	102-60-010K-2	2001	\$395.40

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102-23-915-0	2004	\$7.78	102-60-010K-2	2002	\$1,721.88
102-23-916-7	1999	\$73.46	102-60-010K-2	2003	\$1,395.97
102-23-916-7	2000	\$35.77	102-60-010K-2	2004	\$1,215.08
102-23-916-7	2001	\$31.42	142-50-018-7	1996	\$394.10
102-23-916-7	2002	\$27.99	142-50-018-7	1997	\$362.46
102-23-916-7	2003	\$8.91	142-50-018-7	1998	\$294.89
102-23-916-7	2004	\$7.78	142-50-018-7	1999	\$213.09
102-89-511-8	1996	\$13.06	142-50-018-7	2000	\$280.49
102-89-511-8	1997	\$14.04	142-50-018-7	2001	\$189.42
102-89-511-8	1998	\$13.74	142-50-018-7	2002	\$200.63
102-89-511-8	1999	\$73.91	102-30-025A-6	2000	\$609.21

DUPLICATE WARRANTS

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (3-0-2) to necessary affidavits having been filed, pursuant to A.R.S. §11-632, approval is requested that duplicate warrants be issued to replace county warrants and school warrants which were either lost or stolen. (ADM1823) (ADM3809)

COUNTY

NAME	WARRANT	FUND	AMOUNT
Dusty Spitler	340552608	Expense	\$40.00
Dusty Spitler	350503768	Expense	\$74.40
Brad Montgomery Productions	340558340	Expense	\$3,511.04
Jason Weiers	250006850	General	\$1,092.70

SCHOOL

NAME	SCHOOL	WARRANT	AMOUNT
Adrian Hernandez	Roosevelt SD #66	15-0015622	\$876.90
Guadalupe Mendoza	Phoenix Elem SD #1	15-7744	\$753.54
Clean Energy	Phoenix Elem SD #1	44-0077309	\$1,062.59
Ramona Corlon	Higley Unified SD #60	44-0132104	\$60.00
Ana Carroll	Littleton SD	15-0017540	\$94.48
Kathy Munoz-Tellez	Alhambra SD	45-0006702	\$68.53
City of Phoenix	Madison Elem SD	450008421	\$5,023.93
EVIT – Student Activity	EVIT SD #401	440057848	\$5.00
Sally Beauty Supply	EVIT SD #401	450007053	\$29.62
Val Vista Lakes Speech	Phoenix Elem SD	44-0123488	\$3,960.00
B&L Pools	Phoenix Elem SD	44-0133376	\$295.97

STALE DATED WARRANTS

The Board of Supervisors finds that claims presented pursuant to A.R.S. §11-644 are legitimate and that claimants have demonstrated good and sufficient reason for failure to present the original check or warrant within the allotted time. Accordingly, the claims are allowed. (ADM1816)

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NAME	AMOUNT
Mark Patton	\$450.53

SETTLEMENT OF TAX CASES

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (3-0-2) to approve the settlement of tax cases, list dated March 17, 2004. (ADM704)

2003	TX 03-000609
TX 02-000563	TX 03-000616
TX 03-000124	TX 03-000752
2003/2004	TX 04-000085
TX 03-000704	TX 04-000324
2004	2004/2005
CV 03-023727	ST 03-000207
ST 04-000080	ST 03-000208
TX 03-000489	ST 04-000039
TX 03-000583	ST 04-000056
	TX 03-000756

CLASSIFICATION CHANGES

Pursuant to A.R.S. §42-12054, motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (3-0-2) to approve the Assessor's recommendations to change classification and/or reduce the valuation of certain properties which are now owner occupied. (ADM723)

PARCEL NO.	YEAR	OWNER	FROM	TO
109-31-123	2002	Yolanda Barajas	Lc/4	Lc/3
109-31-123	2003	Yolanda Barajas	Lc/4	Lc/3
109-31-123	2004	Yolanda Barajas	Lc/4	Lc/3
118-49-065	2004	Raul Bencomo	Lc/3	Lc/6.1
118-53-017	2004	Rosalie Russell	Lc/4	Lc/6.1
119-10-069	2004	Treasea Phillips	Lc/4	Lc/Mixed
121-63-122	2002	Stephen Letson	Lc/4	Lc/3
121-63-122	2003	Stephen Letson	Lc/4	Lc/3
121-63-122	2004	Stephen Letson	Lc/4	Lc/3
126-06-083	2003	Scotts Allen	Lc/4	Lc/3
126-06-083	2004	Scotts Allen	Lc/4	Lc/3
136-18-237	2004	Jason Gunawardena	Lc/4	Lc/Mixed
136-29-046	2003	Dan Bramley	Lc/4	Lc/3
136-29-046	2004	Dan Bramley	Lc/4	Lc/3
140-51-392	2004	Geraldine Burak	Lc/4	Lc/Mixed
158-35-024	2003	John Fuller	Lc/4	Lc/Mixed
158-35-024	2004	John Fuller	Lc/4	Lc/Mixed
159-49-006	2002	Louis Bray	Lc/Mixed	Lc/3
159-49-006	2003	Louis Bray	Lc/Mixed	Lc/3
159-49-006	2004	Louis Bray	Lc/Mixed	Lc/3

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166-43-083	2001	Pabouctsidis	Lc/4	Lc/3
166-43-083	2002	Pabouctsidis	Lc/4	Lc/3
166-43-083	2003	Pabouctsidis	Lc/4	Lc/3
166-43-083	2004	Pabouctsidis	Lc/4	Lc/3
174-25-112	2002	Kelly Smith	Lc/4	Lc/3
174-25-112	2003	Kelly Smith	Lc/4	Lc/3
174-25-112	2004	Kelly Smith	Lc/4	Lc/3
174-27-075	2002	Yoshiko Bowen	Lc/4	Lc/3
174-27-075	2003	Yoshiko Bowen	Lc/4	Lc/3
174-27-075	2004	Yoshiko Bowen	Lc/4	Lc/3
176-02-603	2002	Richard Albrecht	Lc/4	Lc/3
176-02-603	2003	Richard Albrecht	Lc/4	Lc/3
176-02-603	2004	Richard Albrecht	Lc/4	Lc/3
200-51-061	2003	Vonda Ahuero	Lc/4	Lc/3
214-21-034	2003	Muhamman Khankhel	Lc/4	Lc/Mixed
214-21-034	2004	Muhamman Khankhel	Lc/4	Lc/3
215-28-019	2002	Kathleen Ferguson	Lc/4	Lc/3
215-28-019	2003	Kathleen Ferguson	Lc/4	Lc/3
215-28-019	2004	Kathleen Ferguson	Lc/4	Lc/3
302-13-907	2004	Douglas Skarsten	Lc/4	Lc/3
302-92-139	2004	Tienpi Chou	Lc/4	Lc/3
309-01-282	2004	Floyd A Grau	Lc/4	Lc/3
312-04-161	2002	William Potter	Lc/4	Lc/3
312-04-161	2003	William Potter	Lc/4	Lc/3
312-04-161	2004	William Potter	Lc/4	Lc/3

COMPROMISES

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (3-0-2) to accept the requested compromises as payment in full for the following cases: (Discussed in executive session held September 7, 2004.) (ADM407)

Sahara Caudillo	\$2,100.00	Aaron Disanti	\$131,932.64
Juan Hernandez	\$8,500.00	Daniel Herrera	\$5,000.00
Tammy Leight	\$1,000.00	Francisca Mora	\$846.54
Justin Nadeau	\$350,354.56	Christel Robinette	\$1,733.16
Kristen Sexton	\$2,000.00	Don Staniel	\$955.98
Maria Cordova	\$1,477.53		

WRITE-OFFS

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (3-0-2) to accept the requested write-offs as payment in full for the following cases. (Discussed in executive session held September 7, 2004) (ADM 407)

Victor Brown	\$1,200.00	Shawn R. Bullock	\$4,513.25
Gina M. Bush	\$191.00	Victor Corral	\$1,027.50
Joseph T. Duarte	\$4,466.10	Michael E. Gipson	\$14,414.04
Michael E. Gipson	\$14,735.61	Ernest L. Hopper	\$225.00
Frank M. King	\$225.00	James McDonnell	\$2,149.00

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Gilbert M. Ortega	\$1,152.00	William L. Scovel	\$668.16
Barbara Torbet	\$1,523.87	Eugene E. Verville	\$2,330.77
Melissa D. Villalobos	\$2,712.00	Samuel J. Willis	\$40,206.50

PUBLIC COMMENT

Ron Reddick, Captain of Protective Services, said he has accepted a position as Director of Public Safety for Grand Canyon University that will begin on October 4th and would like to thank the Board and Mr. Smith for the satisfaction and experience gleaned during his last eight and a half years working at the County. All Supervisors wished him well in his new position. (ADM605)

SUPERVISORS'/COUNTY ADMINISTRATIVE OFFICER SUMMARY OF CURRENT EVENTS

Congratulations were extended by all Supervisors to each Supervisor, for winning his or her primary election. (ADM606)

PLANNING AND ZONING

David Smith left the dais at the end of this portion of the Board meeting. All Board Members, as listed above, remained in session. Joy Rich, Chief Regional Development Services Officer, Darren Gerard, Deputy Planning and Development Director, and Terry Eckhardt, County Counsel, came forward to present the following Planning and Zoning cases. Votes of the Members will be recorded as follows: (aye-no-absent-abstain).

CONSENT AGENDA DETAIL:

1. **S2003-066 District 4**
 Applicant: Coe & Van Loo Consultants, Inc. on behalf of Walnut Creek Development, Inc.
 Location: South of the southwest corner of the Pinnacle Peak Rd. & 115th Ave. alignments
 (in the Sun City West/Peoria area)
 Request: Final Plat in the R1-7 RUPD zoning district for Crossriver Unit 1 (approx. 18.43
 ac.)

Motion was made by Supervisor Brock, seconded by Supervisor Stapley, and unanimously carried (3-0-2) to approve this final plat.

2. **S2003-067 District 4**
 Applicant: Coe & Van Loo Consultants, Inc. on behalf of Walnut Creek Development, Inc.
 Location: South of the southwest corner of the Pinnacle Peak Rd. & 115th Ave. alignments
 (in the Sun City West/Peoria area)
 Request: Final Plat in the R1-7 RUPD zoning district for Crossriver Unit 2 (approx. 21.38
 ac.)

Motion was made by Supervisor Brock, seconded by Supervisor Stapley, and unanimously carried (3-0-2) to approve this final plat.

3. **S2003-068 District 4**
 Applicant: Coe & Van Loo Consultants, Inc. on behalf of Walnut Creek Development, Inc.
 Location: South of the southwest corner of the Pinnacle Peak Rd. & 115th Ave. alignments
 (in the Sun City West/Peoria area)

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Request: Final Plat in the R1-7 RUPD zoning district for Crossriver Unit 3 (approx. 30.33 ac.)

Motion was made by Supervisor Brock, seconded by Supervisor Stapley, and unanimously carried (3-0-2) to approve this final plat.

4. **S2003-069 District 4**
Applicant: Coe & Van Loo Consultants, Inc. on behalf of Walnut Creek Development, Inc.
Location: South of the southwest corner of the Pinnacle Peak Rd. & 115th Ave. alignments (in the Sun City West/Peoria area)
Request: Final Plat in the R1-7 RUPD zoning district for Crossriver Unit 4 (approx. 25.46 ac.)

Motion was made by Supervisor Brock, seconded by Supervisor Stapley, and unanimously carried (3-0-2) to approve this final plat.

5. **S2003-070 District 4**
Applicant: Coe & Van Loo Consultants, Inc. on behalf of Walnut Creek Development, Inc.
Location: Southwest corner of the Pinnacle Peak Rd. & 115th Ave. alignments (in the Sun City West/Peoria area)
Request: Final Plat in the R1-7 RUPD zoning district for Crossriver Unit 5 (approx. 21.48 ac.)

Motion was made by Supervisor Brock, seconded by Supervisor Stapley, and unanimously carried (3-0-2) to approve this final plat.

6. **S2003-071 District 4**
Applicant: Coe & Van Loo Consultants, Inc. on behalf of Walnut Creek Development, Inc.
Location: West of the southwest corner of the Pinnacle Peak Rd. & 115th Ave. alignments (in the Sun City West/Peoria area)
Request: Final Plat in the R1-6 RUPD zoning district for Crossriver Unit 6 (approx. 27.58 ac.)

Motion was made by Supervisor Brock, seconded by Supervisor Stapley, and unanimously carried (3-0-2) to approve this final plat.

7. **S2003-072 District 4**
Applicant: Coe & Van Loo Consultants, Inc. on behalf of Walnut Creek Development, Inc.
Location: Southwest of the southwest corner of the Pinnacle Peak Rd. & 115th Ave. alignments (in the Sun City West/Peoria area)
Request: Final Plat in the R1-6 RUPD zoning district for Crossriver Unit 7 (approx. 26.33 ac.)

Motion was made by Supervisor Brock, seconded by Supervisor Stapley, and unanimously carried (3-0-2) to approve this final plat.

8. **S2003-074 District 4**
Applicant: Coe & Van Loo Consultants, Inc. on behalf of Walnut Creek Development, Inc.
Location: Southeast corner of the Pinnacle Peak Rd. & 123rd Ave. alignments (in the Sun City West/Peoria area)
Request: Final Plat in the R1-6 RUPD zoning district for Rancho Silverado Unit 1 (approx. 59.16 ac.)

Motion was made by Supervisor Brock, seconded by Supervisor Stapley, and unanimously carried (3-0-2) to approve this final plat.

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9. **S2003-075 District 4**
 Applicant: Coe & Van Loo Consultants, Inc. on behalf of Walnut Creek Development, Inc.
 Location: Southwest of the southwest corner of the Pinnacle Peak Rd. & 115th Ave.
 alignments (in the Sun City West/Peoria area)
 Request: Final Plat in the R1-6 RUPD zoning district for Crossriver Unit 8 (approx. 27.93 ac.)
Motion was made by Supervisor Brock, seconded by Supervisor Stapley, and unanimously carried (3-0-2) to approve this final plat.

REGULAR AGENDA DETAIL:

10. **DMP2002-005 District 4 - CONTINUED**
 Applicant: CMX, LLC
 Location: A 9-mile long strip of land along Perryville Rd., usually varying in width from ¼-mile to 1-mile, from Bell Rd. on the north (in the Surprise area) stretching to Camelback Rd. on the south (in the west Glendale area)
 Request: Development Master Plan (DMP) – Zanjero Trails (2,665.5 ac.) (Continued from 08-18-2004)

COMMISSION ACTION: Commissioner Jones moved to recommend denial of DMP2002005. Commissioner Smith seconded the motion, which passed with a majority vote of 5-1, with Commissioner Pugmire dissenting.

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (3-0-2) to continue this item to the October 6th meeting.

11. **S2003-073 District 4**
 Applicant: Coe & Van Loo Consultants, Inc. on behalf of Walnut Creek Development, Inc.
 Location: West of the proposed El Mirage Rd. realignment & the Lone Cactus Rd. alignment (in the Sun City West/Peoria area)
 Request: Final Plat in the R1-6 RUPD zoning district for Rio Sierra (approx. 79.6 ac.)

Joy Rich, Chief Regional Development Services Officer, reported that this item was moved from the Consent Agenda because the mylars had not yet been received. However, they have been received at this time and the approval can move forward.

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (3-0-2) to approve this final plat.

MEETING ADJOURNED

There being no further business to come before the Board, the meeting was adjourned.

Andrew Kunasek, Chairman of the Board

ATTEST:

Fran McCarroll, Clerk of the Board